

EXHIBIT 30

UNITED STATES DISTRICT COURT
DISTRICT OF VERMONT

JAMES D. SULLIVAN, et)
al., individually, and)
on behalf of a Class of)
persons similarly)
situated,) Civil Action No.
5:16-cv-00125
Plaintiffs,)
vs.)
SAINT-GOBAIN)
PERFORMANCE PLASTICS)
CORPORATION,)
Defendant.)

VIDEOTAPED DEPOSITION OF RONALD S.
HAUSTHOR, taken pursuant to notice before Beth
Gaige, Registered Professional Reporter, at
the offices of BarrSternberg Moss Silver &
Munson, P.C. 507 Main Street, Bennington, VT,
on April 24, 2018, commencing at 9:36 a.m.

A P P E A R A N C E S

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STIPULATION

(It is hereby agreed by and between the parties that signature is not waived.)

- - - - -

THE VIDEOGRAPHER: Good morning. We are now going on the record at 9:36 a.m. Today's date is April 24, 2018.

Please note microphones are sensitive and may pick up whispering and private conversations and cellular inference, and please mute or keep your cell phones away from microphones as they are known to interfere with deposition audio at times. Audio and video recording will continue to take place unless all parties agree to go off the record.

This begins media unit one of the video recorded deposition of Ronald A. Hausthor taken by counsel for defendants in the matter of James D. Sullivan et al, individually and on behalf of a class of persons similarly situated, plaintiffs, versus Saint-Gobain Performance Plastics Corporation, defendants.

This case is filed in the United States District Court, District of Vermont and our deposition today is being held at the offices

1 of BarrSternberg Moss Silver & Munsom, P.C.,
2 located at 507 Main Street, Bennington,
3 Vermont, 05201.

4 My name is Mati Kiin. I'm a certified
5 video specialist representing the firm of
6 Veritext New York, and I'm the videographer.
7 Our court reporter is Beth Gaige who is also
8 representing Veritext.

9 I am not authorized to administer an
10 oath, and that will be shortly delivered by
11 Mr. Silver. And I am not related to any party
12 in this action, nor am I financially
13 interested in the outcome.

14 Counsel and all present in the room and
15 everyone will now state their appearances and
16 affiliations for the record. If there are any
17 objections to the proceeding, please state
18 them at the time of your appearance and now
19 beginning with the noticing attorney.

20 MR. WILLIAMS: Nathan Williams for
21 defendant Saint-Gobain Performance Plastics
22 Corporation.

23 MR. LAFATA: Paul LaFata from Quinn
24 Emanuel for Saint-Gobain.

25 MR. SILVER: David F. Silver for the

1 plaintiffs.

2 THE VIDEOGRAPHER: Thank you all. I will
3 now ask our notary to please swear in the
4 witness and we can proceed.

5 (The Witness was administered the oath.)

6 DIRECT EXAMINATION

7 BY MR. WILLIAMS:

8 Q. Mr. Hausthor, would you please state your
9 name -- full name for the record?

10 A. Ronald S. Hausthor.

11 Q. And what is your date of birth?

12 A. 11/11/61.

13 Q. Have you ever been deposed before, Mr.
14 Hausthor?

15 A. No.

16 (Off-the-record colloquy.)

17 THE VIDEOGRAPHER: At 9:39 we are going
18 off the record.

19 (Brief recess taken.)

20 THE VIDEOGRAPHER: At 9:44 a.m. we are
21 back on the record.

22 BY MR. WILLIAMS:

23 Q. Just to have a clean record, would you please
24 state your name?

25 A. Sure. Ronald S. Hausthor.

1 Q. And your date of birth?

2 A. 11/11/61.

3 Q. And have you been deposed before, Mr.
4 Hausthor?

5 A. No.

6 Q. So I'm just going to give -- explain some
7 general good practices to help us move cleanly
8 and easily through this deposition. I will
9 try to be clear with my questions, but if you
10 don't understand a question or you need me to
11 clarify, just let me know and I am happy to
12 try to restate the question for you.

13 As you can see, the deposition is being
14 video recorded, but Ms. Gaige here is also
15 making a written transcription, so please
16 provide verbal answers. In other words, a yes
17 or a no, rather than an mm-hmm or uh-huh or
18 shaking or nodding your head.

19 Do you understand?

20 A. Yes.

21 Q. In addition, although I trust Ms. Gaige types
22 very fast, it can be very difficult for her to
23 transcribe conversation where we have
24 overlapping voices. So there will be times
25 where you know where my question might be

1 going. I'm going to ask that you wait until I
2 finish my question before you respond.

3 We have asked you here today because we
4 want to know more about the claims that you
5 have brought against my client, and I
6 appreciate that you are here and taking the
7 time to speak with us. And I want to be
8 respectful of your time and your patience as
9 well. So I will try to move through my
10 questions as quickly as I can, but if you need
11 to take a break, just let me or your attorney
12 know. We're happy to take five minutes. You
13 can get up, get some water and we can start
14 again.

15 And if you want to speak to your
16 attorney, that's also fine. I just ask that
17 if there is a question pending that you answer
18 the question and then we'll take a break.

19 Do you understand?

20 A. Yes.

21 Q. Would you please tell me what the highest
22 level of education you've obtained is?

23 A. College education.

24 Q. And what type of degree would that be?

25 A. Bachelor of science in physics.

1 Q. And where did you go to college?

2 A. State University of New York, Brockport.

3 Q. Do you recall what years you attended?

4 A. That college was not the only college I
5 attended, but I graduated in '85.

6 Q. Did you attend a college prior to that, prior
7 to SUNY Brockport?

8 A. I did. It was Suffolk County Community
9 College.

10 Q. And what years did you attend Suffolk County
11 Community College?

12 A. '80 through '82.

13 Q. Did you receive a degree from Suffolk County?

14 A. No.

15 Q. And you studied physics at SUNY Brockport; is
16 that correct?

17 A. Is correct.

18 Q. Are you presently employed, Mr. Hausthor?

19 A. I am.

20 Q. And where do you work?

21 A. E-Enable, Incorporated.

22 Q. And what do you do at E-Enable?

23 A. Businessman. I do computer consulting.

24 Q. Does E-Enable do any other business besides
25 computer consulting?

1 A. We sell hardware. We have a break, fix-it
2 shop. Right?

3 Q. Would you describe your responsibilities at
4 E-Enable?

5 A. I consult for -- manage networks, sell
6 hardware, install hardware. That kind of
7 stuff.

8 Q. And how long have you worked at E-Enable?

9 A. 15 years.

10 Q. Did you found E-Enable?

11 A. I did.

12 Q. Did you found it with anyone else?

13 A. I didn't, but I did purchase another company.

14 Q. What company was that?

15 A. I can't remember the name of it, but it was --
16 it was a fellow, a single guy.

17 Q. Do you recall when that was?

18 A. I don't.

19 Q. Was it within the last five years?

20 A. No, it was about ten years ago.

21 Q. And where is E-Enable physically located?

22 A. 160 Benmont Avenue, Suite 2, in Bennington.

23 Q. Are there other businesses located at that
24 location?

25 A. Many other.

1 Q. Could you estimate how many businesses
2 might -- are located in that building?

3 A. Approximately 80.

4 Q. Where did you work prior to E-Enable?

5 A. Prior to E-Enable, my own business called
6 Thorcon, T-h-o-r-c-o-n, another computer
7 consulting business.

8 Q. Was that here in Bennington?

9 A. It was. That was the name of the business
10 prior to me purchasing the other company.

11 Q. So when you purchased the other company, you
12 just changed the name to E-able?

13 A. We did. E-Enable.

14 Q. Were you -- where did you work prior to
15 Thorcon?

16 A. San Francisco.

17 Q. Was that -- did you work for a company in San
18 Francisco?

19 A. A company called MicroFinancial.

20 Q. And what did you do at MicroFinancial?

21 A. Computer work.

22 Q. I'm sorry. You said computer work?

23 A. (Nod).

24 Q. Were you based in San Francisco when you
25 worked for --

1 A. I was.

2 Q. And what years were you in San Francisco?

3 A. '87 -- actually maybe '85 to -- to '87, '88.

4 Something there about. I don't remember.

5 Q. Did you work at MicroFinancial for that entire
6 period?

7 A. No.

8 Q. Where else did you work?

9 A. A company called JK Sound.

10 Q. And what did you do at JK Sound?

11 A. I was a sound engineer.

12 Q. Did you work anywhere else while you lived in
13 San Francisco?

14 A. No.

15 Q. Did you -- did you move back to Bennington in
16 around '87, 88'?

17 A. Yeah. I've got to think about that. '87,
18 right around there, when we moved.

19 Q. When you moved back to Bennington, where did
20 you work?

21 A. I didn't move back to Bennington. I never had
22 been in Bennington.

23 Q. Oh, pardon me. When you moved to Bennington,
24 where did you work?

25 A. Self-employed.

1 Q. Was that with a company that you --

2 A. I eventually started Thorcon.

3 Q. Do you recall when you started Thorcon?

4 A. I don't.

5 Q. Was it shortly after you moved to Bennington?

6 A. It was.

7 Q. Have you been associated with any other
8 companies since you moved to Bennington?

9 A. I work for other companies as an employee of
10 Thorcon.

11 Q. Are you familiar with Group II Manufacturing
12 Limited?

13 A. I am.

14 Q. What is Group II?

15 A. My father's company.

16 Q. What do you do with -- what is the nature of
17 your association with Group II?

18 A. I essentially inherited it, but I -- I am
19 going to take this off. I inherited it.

20 MR. SILVER: Why don't you take it off
21 first and then answer the question.

22 THE WITNESS: Okay. I need to spin this
23 around.

24 THE VIDEOGRAPHER: Want some help with
25 it?

1 THE WITNESS: I do. Oh, I can -- I can
2 pull it out.

3 (Off-the-record colloquy.)

4 A. Okay. Group II Manufacturing.

5 BY MR. WILLIAMS:

6 Q. What is the nature of your association with
7 Group II?

8 A. I worked for Group II with my father when I
9 was a young man.

10 Q. Have you worked at Group II since living in
11 Bennington?

12 A. When my father moved out of Long Island, he
13 moved into essentially my home with his
14 business, so I worked for both -- both
15 companies during those times.

16 Q. And what does Group II do?

17 A. What do they do? They maintained a laser
18 system to engrave diamonds 10 microns high on
19 the girdle for identification purposes.

20 Q. Did Group II do the actual --

21 A. Engraving?

22 Q. Yes.

23 A. No. There was a machine. We manufactured the
24 machine.

25 Q. Were there facilities for --

1 A. In Long Island? In Long Island there were.

2 Q. So you were managing that company -- your
3 father was managing that company from your
4 home when you --

5 A. And in my office. There was a lot of
6 equipment. A lot of it was in my basement and
7 a lot of it was in my office, and he continued
8 that business -- I know you are going to ask
9 me --

10 MR. SILVER: Answer the question.

11 Don't --

12 THE WITNESS: Okay. Sorry.

13 BY MR. WILLIAMS:

14 Q. What type of equipment is it?

15 A. Laser -- laser table, laser computer, lenses.

16 Q. The equipment that you had at your home, did
17 you ever operate it when it was in your home?

18 THE VIDEOGRAPHER: I am sorry. I've got
19 to go off the record. I'm terribly sorry.

20 9:56, we have to go off the record.

21 (Off-the-record colloquy.)

22 THE VIDEOGRAPHER: At 10:00 a.m. we're
23 coming back on the record after a technical
24 difficulty. We will continue this deposition
25 at the point where we went off. We are back

1 on the record.

2 BY MR. WILLIAMS:

3 Q. Let me just pick up with our last question.

4 Can you tell me again what type of
5 equipment you had in your home from Group II?

6 A. What kind of equipment. Manufacturing
7 equipment, steel, nuts, bolts, lenses, laser
8 equipment, testing equipment. Those kind of
9 things.

10 Q. Did you ever operate that equipment in your
11 home?

12 A. No.

13 Q. Were you just storing it in your home?

14 A. Yeah, in the home.

15 Q. Were you -- did you ever operate the equipment
16 in your office?

17 A. We manufactured the machine in our office.

18 Q. And previously you manufactured the machines
19 in Long Island, on Long Island.

20 A. My father did. My father had to get out of
21 Long Island.

22 Q. Did he move the manufacturing -- the
23 manufacturing operations to your office in
24 Bennington?

25 A. Yes.

1 Q. Are those operations still ongoing?

2 A. No. No. The company folded shortly
3 thereafter.

4 Q. When was that?

5 A. I don't remember. I am guessing approximately
6 15 or 18 years ago. It wasn't there very
7 long.

8 Q. Can you tell me why you moved from San
9 Francisco to Bennington?

10 A. My wife.

11 Q. Can you elaborate on that?

12 A. My wife's sister has a one-room schoolhouse,
13 and my wife became a teacher at that
14 schoolhouse.

15 Q. In Bennington?

16 A. In North Bennington.

17 Q. So you relocated to allow her to take that
18 position?

19 A. She came -- she came approximately a year
20 before I did.

21 Q. Are you familiar with a business named Long
22 Trail Wireless?

23 A. Yeah.

24 Q. Can you tell me about Long Trail?

25 A. Long Trail. It wasn't a business. It was --

1 it was a group of guys trying to pour internet
2 access into the streets for tourists and for
3 people who didn't have internet.

4 Q. Is it fair to say they were trying to make
5 public internet?

6 A. Is correct.

7 Q. What was the nature of your association with
8 Long Trail?

9 A. Me and another fellow started it. We were
10 trying to recycle old computers. We would
11 rebuild them as routers with multiple Ethernet
12 cards in them to protect a proprietor's
13 bandwidth from the bandwidth that was being
14 provided to the -- to the community.

15 Q. Did you have any success in building a public
16 internet?

17 A. Oh, yeah. Yeah. There was about 15 of them.
18 The hardest part was convincing proprietors to
19 let us use their bandwidth and convincing them
20 that we would protect them from the public
21 network, but it wasn't too difficult.

22 Q. Were you building on the backbone of the
23 private internet?

24 A. Is correct. We would convince a proprietor
25 that it was in their best interest to allow

1 others to use their bandwidth.

2 Q. Is Long Trail Wireless still operating?

3 A. There are people who are using it, and we
4 still maintain the domain name; but it's not
5 actively being created any longer. We are not
6 putting new hot spots out.

7 Q. Do you maintain the old hot spots?

8 A. Do we maintain it? I guess we do, but there
9 is no -- if hardware goes, there is much
10 better hardware than old computers to route
11 public network.

12 Q. Are you familiar with the business named Rad
13 Technologies?

14 A. Rad, yes.

15 Q. Can you tell me about Rad?

16 A. Sure. Me and the same fellah who started Long
17 Trail and another person who had access to the
18 international shipping were bringing back
19 solar panels or bringing solar panels
20 across -- across the pond from China. But
21 that failed miserably.

22 Q. Who were the two individuals you worked with?

23 A. David Pearson and Alan Karyo, and that's a k.

24 Q. Sorry. Can you spell the second name?

25 A. I could if I can pull my phone out. Do you

1 need it or can I get it to you?

2 Q. You can get it to me.

3 Which of those individuals did you work
4 with at Long Trail?

5 A. David Pearson, who still works with me once in
6 a while.

7 MR. SILVER: I think Karyo is spelled
8 K-a-r-y-o.

9 THE WITNESS: Is correct.

10 MR. SILVER: Is that who owns Catamount
11 Glass?

12 THE WITNESS: Catamount Glass, yeah.

13 BY MR. WILLIAMS:

14 Q. Were you successful in bringing any solar
15 panels into the U.S.?

16 A. No. The first shipment got lost, and it was
17 too much for us to fight it.

18 Q. What do you mean it got lost?

19 A. We only hired a partial container, and that
20 container got shipped elsewhere, and to locate
21 it was going to be difficult. We each put
22 \$10,000 in, and it wasn't worth finding.

23 Q. Do you recall about when that was?

24 A. 12 years ago. Many efforts.

25 Q. What's your home address, Mr. Hausthor?

1 A. 301 Harrington Road.

2 Q. How long have you lived there?

3 A. 22 years.

4 Q. Where did you live prior to 301 Harrington?

5 A. Owl Hill Road, Pownal, Vermont.

6 Q. Do you recall how long you lived at Owl Hill?

7 A. Approximately two years.

8 Q. What type of residence was Owl Hill?

9 A. What type of residence?

10 Q. Was it an apartment? Was it a house?

11 A. It was a house.

12 Q. Did you own Owl Hill or the house at Owl Hill?

13 A. We did not.

14 Q. Did you rent it?

15 A. We did.

16 Q. And where did you live prior to that?

17 A. White Creek in New York.

18 Q. And how long did you live at White Creek, in
19 White Creek?

20 A. Just over a year and I am guessing.

21 MR. SILVER: Don't guess, please.

22 A. I don't know.

23 BY MR. WILLIAMS:

24 Q. Was that a house as well?

25 A. It -- it was an apartment.

1 Q. And where did you live prior to White Creek?

2 A. Shushan, New York.

3 Q. And how long did you live in Shushan?

4 A. I don't remember.

5 Q. Did you live in a house there?

6 A. We did.

7 Q. Where did you live prior to Shushan?

8 A. With my sister-in-law.

9 Q. Where was that?

10 A. River Road in North Bennington.

11 Q. Was that in a house or an apartment?

12 A. In a house.

13 Q. Do you recall how long you lived there?

14 A. Not long.

15 Q. On the order of months?

16 A. Yes.

17 Q. And where did you live prior to that?

18 A. San Francisco.

19 Q. Were you in San Francisco proper?

20 A. Yes.

21 Q. What was your reason for moving to San
22 Francisco?

23 A. To be with my wife.

24 Q. Is she from San Francisco?

25 A. No.

1 Q. Did you -- I assume you knew her before you
2 moved to San Francisco?

3 A. No.

4 Q. How did you meet your wife?

5 A. She took me to a Grateful Dead concert.

6 Q. Very great story there.

7 A. You'd run out of tape.

8 Q. Where by chance was that Grateful Dead
9 concert?

10 A. Laguna Seca, California.

11 Q. Did you go to California for the concert?

12 A. No. No.

13 Q. What took you to California?

14 A. I had a friend who lived in Reno, and there
15 was another concert that I went to California
16 for.

17 Q. So what were the circumstances of meeting your
18 wife?

19 MR. SILVER: I'm just going object. I
20 don't see how this could lead to any relevant
21 information, but you can answer.

22 A. State the question again.

23 BY MR. WILLIAMS:

24 Q. What were the circumstances of when you met
25 your wife?

1 A. She gave me a lift through mutual friends.

2 Q. To the Grateful Dead concert?

3 A. Yeah.

4 Q. Where did you live prior to San Francisco?

5 A. Reno.

6 Q. Was that with the friend you went to see the
7 concert with?

8 A. Who I went to visit.

9 Q. How long did you live in Reno?

10 A. Approximately a year.

11 Q. Where did you live prior to Reno?

12 A. Dayton, Ohio.

13 Q. And how long did you live in Dayton?

14 A. A year and a half.

15 Q. Where did you live prior to Dayton?

16 A. SUNY Brockport.

17 Q. Where did you live prior to SUNY Brockport?

18 A. Smithtown, New York. Long Island.

19 Q. Is Smithtown where you grew up?

20 A. Is correct.

21 Q. Were you born there?

22 A. No. I was born in Long Beach.

23 Q. Long beach, New York?

24 A. Is correct.

25 Q. Let's talk about your residence at 301

1 Harrington.

2 Is that a single-family home?

3 A. Is correct.

4 Q. And what is the home construction?

5 MR. SILVER: Could you repeat the
6 question? I didn't hear.

7 BY MR. WILLIAMS:

8 Q. What is the home construction?

9 A. Wood, I guess.

10 Q. Like a wood frame?

11 A. Wood frame, thank you.

12 Q. How many bedrooms does the home have?

13 A. Three.

14 Q. And bathrooms?

15 A. Two. One and a half.

16 Q. Do you -- do you know how many square feet
17 approximately the home is?

18 A. I don't.

19 Q. What type of flooring does your home have?

20 A. Wood.

21 Q. Does your home have any carpeting?

22 A. A little.

23 Q. Where is the carpeting?

24 A. The upstairs hallway. We took it out of the
25 stairs, took it off the stairs.

1 Q. Was there carpeting anywhere else when you
2 moved in?

3 A. The living room but we took it out.

4 Q. What type of heating system does your home
5 have?

6 A. Oil burner. Oil boiler and pellet stove.

7 Q. Were both those systems already installed in
8 your home when you moved in?

9 A. No.

10 Q. Was the oil boiler installed when you moved
11 in?

12 A. Is correct.

13 Q. I assume that means the pellet stove you
14 installed after you moved in?

15 A. Is correct.

16 Q. Did you install it yourself?

17 A. Is correct.

18 Q. Do you know when that was?

19 A. Seven years ago.

20 Q. Where do you get the pellets for the stove?

21 A. Local merchants.

22 Q. Are they just wood pellets?

23 A. Is correct.

24 Q. Is your home air conditioned?

25 A. No.

1 Q. Do you have any cooling system in your home,
2 fans?

3 A. We have fans.

4 Q. Are they ceiling fans?

5 A. No.

6 Q. Floor fans?

7 A. Floor fans.

8 Q. Do you know when your home was built?

9 A. No.

10 Q. Is it more than 30 years would you
11 approximate?

12 A. Approximately 30 years ago.

13 Q. Do you know how many individuals lived in your
14 home -- how many prior owners there were
15 before you moved in?

16 A. One.

17 Q. Did you know the prior owners?

18 A. We did.

19 Q. Who were they?

20 A. Paul Scott.

21 Q. Did Mr. Scott build the home himself?

22 A. Is correct.

23 Q. And when did you purchase the property?

24 A. 1995.

25 Q. Does anyone else presently live with you at

1 301 Harrington?

2 A. My wife.

3 Q. What is her name?

4 A. Coleen, C-o-l-e-e-n, Healy, H-e-a-l-y.

5 Q. Has Ms. Healy lived at the home with you since
6 you moved in?

7 A. Is correct.

8 Q. Does -- has anyone lived with you at 301
9 Harrington?

10 A. My children.

11 Q. How many children do you have?

12 A. Two.

13 Q. What are their names?

14 A. Dylan, D-y-l-a-n, and Autumn, A-u-t-u-m-n.

15 Q. What years did Dylan live at the home at 301
16 Harrington?

17 A. From '95 to 2012.

18 Q. And what years did Autumn live there?

19 A. Autumn still lives there, but she is off to
20 college.

21 Q. When did she leave for college?

22 A. Four years ago.

23 Q. 2014?

24 A. Yes.

25 Q. And when did she begin living at 301

1 Harrington?

2 A. '95.

3 Q. Do you own your home?

4 A. We do.

5 Q. Are you the sole owner?

6 A. We are. Like, does the bank? Do I have a
7 mortgage?

8 Q. Do you have any coowners?

9 A. My wife.

10 Q. Did Ms. Healy acquire title to the property at
11 the same time you did?

12 A. Is correct.

13 Q. Did you acquire title by deed?

14 A. I think so.

15 Q. When you purchased 301 Harrington, did you
16 acquire rights to any other real property as
17 part of that property transfer?

18 A. The land we are on.

19 (Deposition Exhibit No. 1 was marked for
20 identification.)

21 Q. You have been handed a document that has been
22 marked as Exhibit 1. Just take a moment to
23 look at that document if you will.

24 A. (Witness complying). Okay.

25 Q. Do you recognize this document?

1 A. I do.

2 Q. What do you recognize it to be?

3 A. The right of first refusal.

4 Q. Is it also the deed for the property you live
5 on?

6 A. The deed. I think so, but I will have to
7 refer to my attorney, which is you.

8 Q. So you mentioned that it was a right of first
9 refusal, correct?

10 A. Is correct.

11 Q. What was it a right of first refusal for?

12 A. The lot next to our home.

13 Q. Was that Lot 3?

14 A. I don't know. There were two lots.

15 Q. So you didn't --

16 A. That was not the lot my house was on.

17 Q. Did you ever acquire Lot 3?

18 A. I don't know what lot I acquired.

19 Q. Did you ever acquire the lot next to yours?

20 A. No, I did not.

21 Q. Do you know what happened to that lot?

22 A. I do.

23 Q. What happened to it?

24 A. Both lots were sold or gifted to The Fund for
25 North Bennington.

1 Q. What is The Fund for North Bennington?

2 A. What is The Fund -- land acquisition,
3 nonprofit, can't use the land for anything
4 other than what it's there for. Sorry.

5 Q. What do you mean by can't -- you can't use the
6 land for anything but what it's there for?

7 A. It's protected land.

8 Q. You mean it can't be developed?

9 A. Is correct.

10 Q. Can it be used for residential purposes?

11 A. I don't think so.

12 Q. And did you say that both properties were
13 gifted to The Fund for North Bennington?

14 A. Is correct.

15 Q. Including the lot you live on?

16 A. No, not my lot.

17 Q. So when you say both lots --

18 A. The -- I don't know what lot I am on, but
19 there were three in total. I am on one.

20 Q. And two others were gifted?

21 A. Is correct.

22 Q. Okay. Thank you.

23 A. I am assuming I am on Lot 1.

24 MR. SILVER: No --

25 THE WITNESS: Okay.

1 THE VIDEOGRAPHER: Mr. Silver, your --

2 MR. SILVER: Sorry.

3 BY MR. WILLIAMS:

4 Q. I'm sorry. Did you say you knew what had
5 happened to lot -- the other two lots? Have
6 those lots been developed for any purpose?

7 A. No.

8 Q. They're just vacant land?

9 A. Is correct.

10 Q. Do you recall how much you paid for your home?

11 A. I do.

12 Q. What was that?

13 A. \$150,000.

14 Q. Did you pay any amount of that in cash?

15 A. I don't recall.

16 Q. Was any of that amount funded by a bank loan?

17 A. Yes.

18 Q. Do you recall how much?

19 A. No.

20 Q. Do you recall how much your home was valued at
21 at the time you purchased it?

22 A. I don't.

23 Q. Have you ever refinanced your home?

24 A. I have.

25 Q. Do you recall how many times?

1 A. Twice.

2 Q. When was that?

3 A. I don't recall.

4 Q. The first time you refinanced your home, what
5 was the reason for that refinancing?

6 A. Interest rates.

7 Q. You were taking advantage of a better interest
8 rate?

9 A. Is correct.

10 Q. And the second time, what was the reason?

11 A. Consolidate debt.

12 Q. Was the debt you were consolidating, did it
13 relate solely to your home?

14 A. Yeah.

15 Q. Did you have multiple loans for your property?

16 A. I did.

17 Q. Do you recall when you took out those loans?

18 A. I don't.

19 Q. Were they between the first time you
20 refinanced and the -- were they after the
21 first refinancing?

22 A. I think so.

23 Q. Do you recall the reason for the multiple
24 loans?

25 A. I don't.

1 Q. Have you ever taken out a home equity credit
2 line on your house?

3 A. An equity credit line?

4 Q. Yes.

5 A. A line -- yeah.

6 Q. Yes.

7 A. Yes, that was the -- that was the second --
8 that's what I tried to --

9 Q. That was part of the second refinancing?

10 A. Is correct.

11 Q. Did you draw from the line of credit?

12 A. We did.

13 Q. What did you use that credit for?

14 A. Home repairs.

15 Q. Can you tell me a little bit more about what
16 repairs you performed?

17 A. What repairs. We had to repair the driveway,
18 a long driveway.

19 Q. What did you do to the driveway?

20 A. We had it graded and gravel brought in.

21 Q. It was a gravel driveway before you performed
22 the repairs? Is it still a gravel driveway?

23 A. It is.

24 Q. Did you perform any other repairs with the
25 line of credit?

1 A. Small -- small house repairs.

2 Q. Upkeep type repairs?

3 A. Yeah. Siding kind of stuff.

4 Q. What type of siding does your home have?

5 A. I think it's called clapboard.

6 Q. Is that wood?

7 A. It is.

8 Q. Was it wood clapboard before you did the
9 repairs?

10 A. Yes.

11 Q. Have you paid your mortgage off?

12 A. Do I still have a mortgage?

13 Q. Yes.

14 A. I still have a mortgage.

15 Q. Do you still have the credit line?

16 A. I still have a credit line.

17 Q. Have you ever allowed others to use your home
18 as collateral for a loan?

19 A. I don't think so.

20 Q. Have you ever attempted to sell or lease your
21 property?

22 A. No.

23 Q. Have you ever listed your property for sale?

24 A. No.

25 Q. Have you ever spoken to a real estate agent or

1 broker about selling your home?

2 A. We have.

3 Q. When was that?

4 A. Two years ago.

5 Q. 2016?

6 A. When we found out.

7 Q. Would that have been the spring of 2016?

8 A. I don't recall.

9 Q. And what was the nature of that discussion?

10 A. We were concerned about the value of our
11 property.

12 Q. Did the -- who was it that you spoke with?

13 A. I think it was -- it was a friendly
14 conversation. I think it was with Suzie
15 Yucht.

16 Q. Can you spell the last name for me?

17 MR. SILVER: Y-u-c-h-t.

18 BY MR. WILLIAMS:

19 Q. Does that sound correct?

20 A. Yeah. I think it was with Suzie.

21 Q. Do you recall who Suzie Yucht works for?

22 A. I think Hoisington.

23 Q. What did Ms. Yucht tell you about the
24 marketability of your property?

25 A. She said there was no concern.

1 Q. Did you understand that to mean she didn't
2 believe there would be any difficulty selling
3 your property?

4 MR. SILVER: Objection. You can answer.

5 A. What was the question?

6 BY MR. WILLIAMS:

7 Q. Did you understand her to believe there would
8 be no difficulty selling your property?

9 A. That's what I understood.

10 Q. Did she tell you that the value of your home
11 would be affected?

12 A. She didn't commit. It was really just a
13 casual conversation in passing.

14 Q. What was the context in which you spoke with
15 Ms. Yucht?

16 A. Social.

17 Q. At like a party?

18 A. On the street. It was really very fast.

19 Q. Did you know Ms. Yucht prior to that
20 discussion?

21 A. Yes.

22 Q. Do you know her socially?

23 A. Yes. It was -- there was another -- what was
24 his name. Troy.

25 Q. Did he also work with Hoisington?

1 A. No, but these were just casual conversations.
2 We didn't contract anybody.

3 Q. Did Mr. Troy ever give an opinion on the value
4 of your home?

5 A. No.

6 Q. Did he give an opinion on the marketability of
7 your home?

8 A. He said we could sell it.

9 Q. Did he tell you that you would have any
10 difficulty selling your home?

11 MR. SILVER: Objection. Go ahead.

12 A. No. Again casual conversation.

13 BY MR. WILLIAMS:

14 Q. Do you have any present plans to sell your
15 home?

16 A. No.

17 Q. Why not?

18 A. Can't afford to move and my wife has a
19 one-room schoolhouse. She likes her job.

20 MR. SILVER: Can we take a break now,
21 please?

22 MR. WILLIAMS: Let me just ask one more
23 question and then we can move on. We can take
24 a break.

25 BY MR. WILLIAMS:

1 Q. If you were to sell your home, do you believe
2 you would have to make a disclosure to a
3 prospective buyer?

4 A. Of course.

5 Q. What do you understand -- what disclosure do
6 you think you would need to make?

7 A. That my land is polluted.

8 MR. WILLIAMS: Let's take a break.

9 MR. SILVER: Okay.

10 THE VIDEOGRAPHER: It's 10:36 a.m. we
11 are going off the record and this will
12 conclude media unit number one of the
13 deposition. We are off the record.

14 (Brief recess taken.)

15 THE VIDEOGRAPHER: At 10:44 a.m. we are
16 coming back on the record, now beginning media
17 unit number two in your deposition with Ronald
18 Hausthor. We're on the record.

19 BY MR. WILLIAMS:

20 Q. Mr. Hausthor, you are ready to continue?

21 A. I am.

22 Q. Besides your home -- your property at 301
23 Harrington, do you own any other real
24 property?

25 A. I do.

1 Q. Where is that?

2 A. In Florida.

3 Q. Where is Florida is that?

4 A. North Port.

5 Q. Is there a home on that property?

6 A. No.

7 Q. Is it vacant land?

8 A. It is.

9 Q. What was the reason for purchasing that
10 property?

11 A. Investment.

12 Q. When did you purchase it?

13 A. I don't recall.

14 Q. Was it within the last five years?

15 A. No.

16 Q. Last ten years?

17 A. Yes.

18 Q. Are you the sole owner of that property?

19 A. No.

20 Q. Who owns that property with you?

21 A. John Franciosa.

22 Q. Who is Mr. Franciosa?

23 A. A childhood friend.

24 Q. Does Mr. Franciosa live in Florida?

25 A. Does not.

1 Q. Does he live in Bennington?

2 A. No.

3 Q. Do you spend much time in Florida?

4 A. No.

5 Q. Have you been to this property?

6 A. I have.

7 Q. Do you visit the property with any regularity?

8 A. No.

9 Q. Do you have plans to sell that property?

10 A. Yes.

11 Q. Can you elaborate on that?

12 A. Eventually I will sell that land.

13 Q. Do you have a time frame in mind?

14 A. No.

15 Q. Does E-Enable own or rent property?

16 A. Rent.

17 Q. Where is that?

18 A. 160 Benmont.

19 Q. Is the rental agreement in E-Enable's name or
20 your name?

21 A. E-Enable's name.

22 Q. Can you describe the physical space where
23 E-Enable operates?

24 A. South wing, third floor.

25 Q. How many rooms are there in that office or

1 facility?

2 A. Four.

3 Q. Does anyone else work at E-Enable --

4 A. Yes.

5 Q. -- besides you? How many people?

6 A. Two and a half.

7 Q. Can you elaborate on the half?

8 A. Part-time.

9 Q. Is the office at 160 Benmont, is that on town
10 water?

11 A. I assume it is.

12 Q. How large is your property at 301 Harrington?

13 A. Five acres.

14 Q. Do you have a front yard?

15 A. We do.

16 Q. How far from the road is your house set back?

17 A. I don't know.

18 Q. Would you say that your house is centered on
19 the property?

20 A. No.

21 Q. Is it situated closer to the front or the back
22 of the property relative to the road?

23 A. Back.

24 Q. Is your front yard grass?

25 A. Yes.

1 Q. Do you have a back yard?

2 A. Yes.

3 Q. What is the surface of your back yard composed
4 of?

5 A. Grass.

6 Q. Is the surface of your yard uniformly grass?

7 A. Yes.

8 Q. Do you have any wooded property or wooded
9 areas on your property?

10 A. Yes.

11 Q. Approximately how much of your property is
12 wooded?

13 A. Two acres.

14 Q. Do the wooded areas extend beyond your
15 property?

16 A. Yes.

17 Q. What is directly in front of your yard?

18 A. Wooded property.

19 Q. Just so I can orient myself, does the front of
20 your house face in a northern direction,
21 southern direction?

22 A. Northern.

23 Q. Faces northern?

24 A. Yeah.

25 Q. What borders the northern side of your

1 property?

2 A. My driveway.

3 Q. And beyond that?

4 A. Land trust.

5 MR. SILVER: His road faces the northern
6 part or the southern part?

7 MR. WILLIAMS: Northern.

8 BY MR. WILLIAMS:

9 Q. Does your driveway cut through someone else's
10 property to get to Harrington?

11 A. I think it does.

12 Q. So your property does not extend all the way
13 to Harrington Road?

14 A. Is correct.

15 Q. What borders the southern side of your
16 property?

17 A. One of these lots.

18 Q. And is that wooded?

19 A. It is.

20 Q. And on the western side of your property?

21 A. Another lot.

22 Q. And is that wooded as well?

23 A. It's a field. No.

24 Q. Is anything grown on that field?

25 A. No.

1 Q. And to the eastern side of your property?

2 A. A field.

3 Q. Is anything grown there?

4 A. No.

5 Q. Does your property have a slope to it?

6 A. Very gradual.

7 Q. Where do you get your water from?

8 A. Our well.

9 Q. Do you know where on your property the well is
10 located?

11 A. I do.

12 Q. Where is that?

13 A. Southeastern corner of the house.

14 Q. Is it physically adjacent to the house?

15 A. Yes.

16 Q. Do you know when that well was installed?

17 A. No.

18 Q. Do you know how deep your well is?

19 A. I do not.

20 Q. Do you know what your well is made of?

21 A. I do not.

22 Q. Do you perform any maintenance on your well?

23 A. I do not.

24 Q. Did you perform any maintenance prior to 2016
25 on your well?

1 A. Have I?

2 Q. Yes.

3 A. No.

4 Q. Besides the well, do you receive water from
5 any other source?

6 A. No.

7 Q. In the past, have you ever received water from
8 another source while living at the property?

9 A. In the past, no.

10 Q. Prior to 2016, did you ever consider seeking
11 to connect your property to town water?

12 A. No.

13 Q. Why is that?

14 A. The well was working well.

15 Q. Are you now seeking to have your property
16 connected to town water?

17 A. Yes.

18 Q. And why is that?

19 A. Because our water is polluted.

20 (Deposition Exhibit No. 2 was marked for
21 identification.)

22 Q. You have been handed a document that has been
23 marked Exhibit 2. Take a moment to look at
24 that.

25 A. (Witness complying).

1 Q. And let me know when you are ready.

2 A. (Witness complying). I am ready.

3 Q. Do you recognize this document?

4 A. I do.

5 Q. What do you recognize it to be?

6 A. A construction agreement.

7 Q. Did you sign this document?

8 A. I did.

9 Q. What was the purpose of this agreement?

10 A. To be provided water from -- from the
11 municipality.

12 Q. So was this an agreement giving your
13 permission to connect your home to town water?

14 A. I am assuming it is.

15 Q. Did you have that understanding when you
16 signed the agreement?

17 A. I did.

18 Q. Has any construction commenced on your
19 property?

20 A. It has.

21 Q. When was that? When did it commence?

22 A. Last fall.

23 Q. Has construction completed -- been completed?

24 A. I am hoping not.

25 Q. Why do you hope not?

1 A. They haven't finished cleaning up the ditch.

2 Q. Would you describe what construction has
3 occurred already?

4 A. There was a ditch laid down from the road
5 along the driveway through my yard to the
6 house.

7 Q. Do you know if your home has been connected to
8 the town water yet?

9 A. I do not.

10 Q. Have you had any communication, further
11 communications, regarding the construction of
12 the water connections?

13 A. We have.

14 Q. What were -- what was the nature of those
15 communications?

16 A. The driveway had a sinkhole.

17 Q. Was that something you identified?

18 A. It was.

19 Q. Who did you communicate with?

20 A. I think it was Otter Creek.

21 Q. And what did you tell them?

22 A. To fill the sinkhole.

23 Q. Has that been addressed?

24 A. Mostly.

25 Q. Can you elaborate on that?

1 A. They need to clean up the ditch along the
2 driveway.

3 Q. Did you communicate that request to anyone?

4 A. We have.

5 Q. And did you receive a response?

6 A. I don't know. My wife communicated.

7 Q. Do you know whether any of your neighbors have
8 signed similar agreements to this document?

9 A. Yes.

10 Q. Do you know who?

11 A. Yes.

12 Q. Can you tell me their names?

13 A. Greg -- Greg. I don't remember his last name.

14 Q. Where does Greg live?

15 A. Next door. And I should.

16 Q. Is that on the southern side of your property?

17 A. West.

18 Q. Who else signed agreements of your neighbors?

19 A. I don't know.

20 Q. Is Greg's property a residential property?

21 A. It is.

22 Q. Besides your home, your well, and the wooded
23 areas of your property, what other physical
24 features are on your property?

25 A. Garden.

1 Q. Where is your garden?

2 A. There is a vegetable garden on the east side,
3 and there is a flower garden on the south
4 side, and a tree growth on the east side.

5 Q. What vegetables do you grow from your garden?

6 MR. SILVER: Can you put a time frame on
7 that, please?

8 BY MR. WILLIAMS:

9 Q. What vegetables have you grown on your garden
10 since you have lived on your property?

11 A. Tomatoes, kale, spinach, lettuce, squash,
12 jalapenos, peppers, brussels sprouts. Too
13 many to name.

14 Q. Are you currently growing any vegetables in
15 your garden?

16 A. Not now. There is hopes to.

17 Q. Do you plan to plant any vegetables in the
18 next growing season?

19 A. No.

20 Q. Do you plan to grow anything in the vegetable
21 garden during the next growing season?

22 A. Flowers.

23 Q. It's fair to say you're converting the
24 vegetable garden to a flower garden?

25 A. Yes.

1 Q. When was the last time that you grew
2 vegetables in that garden?

3 A. Last year.

4 Q. When you grew vegetables in the garden, what
5 did you do with the produce?

6 A. Canned.

7 Q. Was that all for personal consumption?

8 A. Yes.

9 Q. Did you give any of the canned vegetables
10 away?

11 A. Yes.

12 Q. Did you sell any of it?

13 A. No.

14 Q. How did you water the vegetable garden?

15 A. With the well.

16 Q. Is the garden irrigated?

17 A. No, although we have a sprinkler.

18 Q. How many months out of the year would you
19 water the vegetable garden?

20 A. As long as there were vegetables.

21 Q. Typically how many months out of the year were
22 there vegetables?

23 A. Six.

24 Q. Is it fair to say that you water the garden in
25 six months out of the year?

1 A. Yeah.

2 Q. Do you have anything growing in your flower
3 garden on the south side of the house?

4 A. Flowers.

5 Q. What flowers?

6 A. Yeah. You would have to talk to the wife.

7 Q. Does she do the gardening?

8 A. We both garden.

9 Q. Does she select what will be gardened?

10 A. She does. Yeah. Yeah.

11 Q. How many months out of the year do you grow
12 flowers in the flower garden?

13 A. As long as it will grow.

14 Q. In the past how long -- how many months has
15 that been?

16 A. Eight.

17 Q. How did you water that garden?

18 A. Sprinklers.

19 Q. Do you have plans to grow flowers this growing
20 season?

21 A. We do.

22 Q. Can you tell me about the grove on the east
23 side of your house?

24 A. Peaches.

25 Q. How long have you been growing peaches on your

1 property?

2 A. Two years.

3 Q. Did you plant those trees?

4 A. We did.

5 Q. When is peach season?

6 A. I don't know. We haven't -- they haven't
7 fruited.

8 Q. Are they relatively young trees then?

9 A. They are.

10 Q. Did you plant them as saplings?

11 A. We did.

12 Q. Do you know when they are expected to reach
13 maturity to grow peaches?

14 A. I don't. A few years.

15 Q. Do you water those trees?

16 A. We do.

17 Q. How do you water them?

18 A. Sprinkler.

19 Q. Do you know how many trees there are?

20 A. Three or four.

21 Q. Do you mow your lawn?

22 A. I do.

23 Q. Do you do it yourself?

24 A. I do.

25 Q. How often do you mow the lawn?

1 A. Once a week.

2 Q. Are there other structures on your property?

3 A. Yes.

4 Q. What are they?

5 A. Wood shed, wooden shed and a playhouse.

6 Q. A playhouse?

7 A. (Nod).

8 Q. Is that your playhouse?

9 A. My daughter's playhouse.

10 Q. What is the wood shed used for?

11 A. Storage.

12 Q. What do you store there?

13 A. Garden supplies, bicycles, potting soil.

14 Q. Fertilizer?

15 A. No.

16 Q. Do you use fertilizer on your garden?

17 A. No.

18 Q. Do you have any other structures on your
19 property?

20 A. No.

21 Q. Does the wooden shed have a foundation?

22 A. No. Brick cinder block.

23 Q. Is that cinder block just laid out on the
24 ground?

25 A. Gravel.

1 Q. Is the playhouse currently used for anything?

2 A. No.

3 Q. Did you build the shed?

4 A. No.

5 Q. How about the playhouse?

6 A. Did I? No.

7 Q. Did you pay to have it installed?

8 A. No. My brother-in-law built it.

9 Q. Did he happen to also build the wooden shed?

10 A. No.

11 Q. Did that exist on your property when you
12 purchased it?

13 A. No.

14 Q. When did you have the wooden shed installed?

15 A. Two years after we bought the property.

16 Q. Fair to say '97, '98?

17 A. Yes.

18 Q. Do you have a solar water heater?

19 A. I do.

20 Q. Where on your property is that?

21 A. Southeast corner of the house.

22 Q. And that's adjacent to the physical structure
23 of the house?

24 A. Yes.

25 Q. When did you install that?

1 A. Approximately ten years ago.

2 Q. Did you install it yourself?

3 A. With the assistance of a plumber.

4 Q. What do you use the solar water heater for?

5 A. Hot water.

6 Q. Is all the water supplied by the -- heated by
7 the solar water heater?

8 A. It has supplemental oil heat.

9 Q. Do you have a fence on your property?

10 A. There is barbed wire.

11 Q. Where is that barbed wire located?

12 A. The north side.

13 Q. Was that installed after you moved into the
14 property?

15 A. No.

16 Q. Is the barbed wire designed to keep anything
17 specific out of the property?

18 A. No.

19 Q. Do you have a retaining wall?

20 A. No.

21 Q. Do you have a swimming pool or spa?

22 A. Hot tub.

23 Q. Where is that hot tub?

24 A. Southeast corner of the house.

25 Q. Is that built-in or above-ground?

1 A. Above ground.

2 Q. Does it sit on a foundation?

3 A. Of gravel.

4 Q. What is the soil beneath your home like,
5 beneath your property?

6 A. What is it like? Has clay.

7 Q. Is it uniformly clay?

8 A. No. There is topsoil.

9 Q. If you dig in your yard, how quickly do you
10 hit the clay?

11 A. Relatively quickly.

12 Q. Within a few inches?

13 A. Yeah.

14 Q. Do you hit many rocks when you dig in your
15 yard?

16 A. Yes.

17 Q. How often?

18 A. Often.

19 Q. Have you noticed that the rocks run to a
20 certain depth of your property or start at a
21 certain depth on your property?

22 A. Haven't noticed.

23 Q. What about roots?

24 A. Depends where you are. In the tree growth,
25 there are roots.

1 Q. What type of foundation does your home sit on?

2 A. Concrete.

3 Q. Do you know how deep it goes?

4 A. No.

5 Q. Are there any structures below the surface of
6 your land?

7 A. A septic.

8 Q. Where on your property is the septic tank
9 located?

10 A. South side.

11 Q. Do you perform maintenance on your septic
12 tank?

13 A. We do.

14 Q. How frequently do you maintain -- perform
15 maintenance?

16 A. Ten years.

17 MR. SILVER: What did you say?

18 THE WITNESS: Ten years.

19 BY MR. WILLIAMS:

20 Q. When You perform maintenance, what do you do?

21 A. Pump it.

22 Q. Do you contract with a company to come in and
23 do that?

24 A. We do.

25 Q. Have you ever had to replace your septic tank?

1 A. Have not.

2 Q. Do you have a basement in your house?

3 A. We do.

4 Q. How large is your basement?

5 A. Full size of the house.

6 Q. What do you use your basement for?

7 A. Storage.

8 Q. What do you store there?

9 A. Pellets.

10 Q. For the stove?

11 A. Yeah. Furniture. Ping pong table.

12 MR. SILVER: You any good?

13 THE WITNESS: I am.

14 BY MR. WILLIAMS:

15 Q. Do you have any utility lines that are buried
16 on your land?

17 A. Yes.

18 Q. What types of utility lines?

19 A. Electric and telephone.

20 MR. SILVER: He needs a bathroom break,
21 but thinks he can go a little longer.

22 How much longer do you want to go before
23 we break for lunch?

24 THE WITNESS: Lunch? What time is it?

25 MR. SILVER: It's about 11:20 now.

1 THE WITNESS: I can wait.

2 MR. WILLIAMS: Can you go 20 minutes?

3 MR. SILVER: Can you wait that long?

4 THE WITNESS: Sure.

5 MR. SILVER: If you're uncomfortable --

6 MR. WILLIAMS: We can --

7 MR. SILVER: Yeah, we can break.

8 MR. WILLIAMS: We can take a quick break.

9 THE WITNESS: Sure. I'll take you up on
10 it.

11 MR. WILLIAMS: Okay. Let's take a quick
12 break.

13 THE VIDEOGRAPHER: At 11:20 we are going
14 off the record.

15 (Brief recess taken.)

16 (Deposition Exhibit No. 3 was marked for
17 identification.)

18 THE VIDEOGRAPHER: At 11:22 we are back
19 on the record.

20 BY MR. WILLIAMS:

21 Q. Are you ready to continue, Mr. Hausthor?

22 A. I am. Thank you.

23 Q. So you have been handed a document that has
24 been marked as Exhibit 3. Do you recognize
25 this document?

1 A. I do.

2 Q. What do you recognize it to be?

3 A. My pictures of my home.

4 Q. Do you know when these photos were taken?

5 A. Not specifically.

6 Q. Can you approximate?

7 A. Within the -- six months.

8 Q. Did you take these photos?

9 A. I did.

10 Q. Looking at the first page, what does this
11 photo depict?

12 A. The north side of my home.

13 Q. Is that the front of your home?

14 A. It is.

15 Q. On the left side of the photo, is that the
16 front entrance to your home?

17 A. It is correct.

18 Q. And that entrance is through a porch, correct?

19 A. Yeah.

20 Q. Have you ever had to perform any maintenance
21 or repairs on the front porch?

22 A. Yeah.

23 Q. What types of repairs or maintenance?

24 A. Waterproofing.

25 Q. What would that involve?

1 A. The siding, painting.

2 Q. And is that the clapboard that we discussed
3 earlier?

4 A. Yeah. I don't know if it's called clapboard.

5 Q. Is this painted?

6 A. It's oiled.

7 Q. How often do you have to reoil it?

8 A. Depends who you ask. How often? Once every
9 five years.

10 Q. Do you follow that routine?

11 A. As best I can.

12 Q. Does that mean it's not always every five
13 years?

14 A. Is correct, yes.

15 Q. What room does that front entrance open into?

16 A. Hallway.

17 Q. Is that a chimney on the left side of the
18 house?

19 A. Is correct.

20 Q. Is that chimney for a fireplace?

21 A. The oil burner.

22 Q. If you look on the right side of the photo, is
23 that a side entrance into the house?

24 A. It is.

25 Q. And where does that entrance lead to?

1 A. What would you call it. The study but it's
2 not used.

3 Q. It's not used at all?

4 A. No.

5 Q. Is anything stored in that room?

6 A. Yeah.

7 Q. What do you store in that room?

8 A. Bottles of water, pellets, guitars.

9 Q. The next page, what does that photo depict?

10 A. Which one are you looking at?

11 Q. I am sorry.

12 A. Okay. Got it. Okay.

13 Q. What does that photo depict?

14 A. West side.

15 Q. Is that just a different angle of --

16 A. Is correct.

17 Q. And just beyond the side entrance we were
18 discussing, is that an entrance to that
19 basement?

20 A. Is correct.

21 Q. Was that entrance installed after you moved
22 in?

23 A. No.

24 Q. Have you had to perform any repairs or
25 maintenance of the stairs leading to the side

1 entrance?

2 A. No.

3 Q. If you turn the page again, what does this
4 photo depict?

5 A. South side.

6 Q. Is it the back side of your house?

7 A. Is correct.

8 Q. Is the back side of your house have a raised
9 patio?

10 A. It does.

11 Q. Have you ever had to perform any maintenance
12 or repairs on the back patio?

13 A. Not as of -- well, it's newly added, so I
14 haven't had to do maintenance or repairs.

15 Q. When did you add the patio?

16 A. Last two years.

17 Q. Did you install it yourself?

18 A. I did.

19 Q. Did you replace a patio that was already
20 there?

21 A. A much smaller patio.

22 Q. How much larger is this patio would you
23 estimate than your prior one?

24 A. How much larger? Four times.

25 Q. Do you store anything underneath the patio?

1 A. No.

2 Q. What rooms exit off the patio?

3 A. The living room.

4 Q. Only the living room?

5 A. No.

6 Q. What other room?

7 A. The east side also has a patio and an exit
8 from the kitchen.

9 Q. Does that patio wrap around the house?

10 A. Just the two sides.

11 Q. Are these two doors just above the stairs in
12 the patio in this photo?

13 A. No. The -- the deck is 12 feet from the
14 stairs. The doors are 12 feet from the
15 stairs.

16 Q. Sorry. Let me rephrase the question.

17 A. Okay.

18 Q. There are two doors exiting onto the deck; is
19 that correct?

20 A. Is correct.

21 Q. Do they both lead from the living room?

22 A. Is correct, yeah.

23 Q. If you turn the page again, just flip it over,
24 what -- oh, I am sorry. Just if you turn the
25 page?

1 A. Which one? Okay.

2 Q. What does this photo show?

3 A. Southeast corner of the home, which shows my
4 solar panels and my hot tub.

5 Q. Is this another angle of the back side of your
6 home?

7 A. Yeah, and the chicken house, which is no
8 longer there.

9 Q. When did you remove the chicken house?

10 A. Last year.

11 Q. Did you ever raise chickens on your property?

12 A. We did.

13 Q. How many years did you raise chickens?

14 A. Two years.

15 Q. Why did you stop?

16 A. We were feeding the foxes.

17 Q. What was your original intention of raising
18 the chickens?

19 A. Eggs.

20 Q. Were you ever successful with that?

21 A. Two years.

22 Q. Did you run out of chickens?

23 A. We did.

24 Q. Does anything sit on that area now, now that
25 the chicken hut is gone?

1 A. No. No.

2 Q. Was it fenced in at the time?

3 A. Yeah.

4 Q. Do you perform any maintenance on the solar
5 water heater?

6 A. Very little.

7 Q. What about the panels themselves?

8 A. Very little. None to speak of.

9 Q. Do you perform any maintenance on the hot tub?

10 A. We do. Keep it sanitized.

11 Q. Do you do that yourself?

12 A. We do.

13 Q. Do you use chemicals to sanitize it?

14 A. We do.

15 Q. Where do you store those chemicals?

16 A. Next to the hot tub. There is a little tub
17 there. There is a little Tupperware kind of
18 storage thing. You can't really see it.
19 Between the two sets of stairs.

20 Q. And the bottom of the photo, just a little bit
21 to the left of center --

22 A. Yeah.

23 Q. -- what is that structure?

24 A. That's my septic.

25 Q. Does that normally -- is that cover normally

1 exposed?

2 A. It is.

3 Q. How often do you use your hot tub?

4 A. Three to four times a week.

5 Q. Year round?

6 A. Yeah.

7 Q. If you flip to the next photo?

8 A. Okay.

9 Q. What does that photo show?

10 A. The east side of my home.

11 Q. And is that the portion of the wraparound
12 deck?

13 A. Yes, but it's not completed.

14 Q. Were you in the process of constructing it
15 when you took the photo?

16 A. It's a work in progress.

17 Q. Is it still a work in progress?

18 A. Always.

19 Q. What further construction have you performed
20 since this photo was taken?

21 A. Railing, pretty much railing.

22 Q. Have you installed railing on the rest of the
23 deck as well?

24 A. Yes, I have.

25 Q. And that's not depicted in the photos we have

1 seen?

2 A. Is correct.

3 Q. Have you performed any other construction
4 on -- of the deck since these photos were
5 taken?

6 A. No. No. It looks pretty good.

7 Q. Where does that entrance lead?

8 A. To the kitchen.

9 Q. Was there a deck there before you constructed
10 it?

11 A. There was not.

12 Q. Were there just stairs leading to the
13 entrance?

14 A. Yes.

15 Q. And on the right side of the photo, what
16 structure is that?

17 A. The shed.

18 Q. Which you use for storage, correct?

19 A. Is correct.

20 Q. Does the storage extend beyond -- outside of
21 the shed?

22 A. Yeah, I put a little roof on it.

23 Q. Just to the right of the entrance to the
24 kitchen there is something -- an object that
25 is covered. What is that?

1 A. The barbecue.

2 Q. How often do you barbecue?

3 A. Once every two months.

4 Q. Year round?

5 A. Not -- no. During the summer, spring, fall.

6 Q. What do you typically barbecue?

7 A. Vegetables.

8 MR. SILVER: What?

9 THE WITNESS: Vegetables.

10 BY MR. WILLIAMS:

11 Q. The vegetables that you've grown in your
12 garden?

13 A. Possibly.

14 Q. Do you grow meat?

15 A. We don't eat meat.

16 Q. Since purchasing your home, in addition to the
17 deck, what improvements have you made to the
18 exterior?

19 A. Just the things I have mentioned.

20 Q. Have you replaced the roof?

21 A. No.

22 Q. Have you performed any repairs of the roof?

23 A. No.

24 Q. Have you replaced any of the windows?

25 A. Just the windowpanes.

1 Q. When was that?

2 A. Five years ago. Just to one.

3 Q. Just one window?

4 A. It was cloudy.

5 Q. Have you replaced any of the doors?

6 A. No.

7 Q. How did you finance the exterior work that you
8 have done?

9 A. There was a death in the family. An
10 inheritance.

11 Q. Have you ever obtained an opinion of how the
12 work you have performed on the house has
13 affected its value?

14 A. No.

15 (Deposition Exhibit No. 4 was marked for
16 identification.)

17 THE WITNESS: Thank you.

18 BY MR. WILLIAMS:

19 Q. You have been handed a document that has been
20 marked as Exhibit 4. Just take a moment to
21 look through that and let me know when you are
22 ready.

23 A. (Witness complying). Okay.

24 Q. Do you recognize this document?

25 A. I do.

1 Q. What do you recognize it to be?

2 A. To be the rooms in my home.

3 Q. Do you know when those photos were taken?

4 A. I do.

5 Q. When was that?

6 A. The same time the other photos were taken.

7 Eight months.

8 Q. If you look at the first photo, what does this
9 photo depict?

10 A. My son's bedroom.

11 Q. That would be Dylan, correct?

12 A. Is correct.

13 Q. Does he reside at home?

14 A. Does not.

15 Q. Do you use this room for anything else while
16 he is away?

17 A. Guests.

18 Q. Is this carpeted flooring?

19 A. It is.

20 Q. Is it still carpeted?

21 A. It is.

22 Q. Have you replaced this carpeting?

23 A. No.

24 Q. Have you performed any renovations or repairs
25 to this room?

1 A. Paint.

2 Q. Are those snowboards on the wall?

3 A. Skateboards.

4 Q. Skateboards. I assume he is not skateboarding
5 down your driveway?

6 A. No.

7 Q. Flip to the backside of that photo to the
8 second page.

9 What does this photo depict?

10 A. The kitchen.

11 Q. And so the door on the left side leads out to
12 the side deck; is that right?

13 A. Yeah. Yeah. I guess it wasn't at the same
14 time. There is a lot more snow.

15 Q. You are saying that these photos weren't taken
16 at the same time as the exterior photos?

17 A. Most likely.

18 Q. What is the flooring in this room?

19 A. Wood.

20 Q. Have you ever replaced the flooring in this
21 room?

22 A. No.

23 Q. Have you replaced any of the appliances in
24 this room?

25 A. Yes. The stove.

1 Q. When did you replace that?

2 A. Last year.

3 Q. And the stove that you replaced, was that the
4 stove that was in the house when you moved in?

5 A. It was.

6 Q. Do you know how much that cost?

7 A. 1800 or something.

8 Q. Have you replaced any other appliances in this
9 room?

10 A. No. The faucet.

11 Q. Have you done any plumbing work in the
12 kitchen?

13 A. Very little.

14 Q. When you say very little?

15 A. I put the faucet in.

16 Q. What is -- what are the countertops made out
17 of?

18 A. Butcher block.

19 Q. Did you have that installed?

20 A. No.

21 Q. That was in the house when you moved in?

22 A. Is correct.

23 Q. Are you responsible for washing the dishes at
24 home?

25 A. I am.

1 Q. Do you wash them by hand?

2 A. No. There is a dishwasher there.

3 Q. And is that the same dishwasher that was there
4 when you moved in?

5 A. I don't know. Yes.

6 Q. Have you replaced the dishwasher?

7 A. We have but not in this picture.

8 Q. When did you replace the dishwasher?

9 A. Eight months ago.

10 Q. Do you know how much that cost?

11 A. A thousand dollars.

12 Q. Have you replaced any of the cabinets in your
13 home?

14 A. No.

15 Q. If you turn to the third page, it's flipping
16 over the --

17 A. Got it.

18 Q. -- stack. What does this photo depict?

19 A. The bathroom, the half bath.

20 Q. Where in your home is the half bath located?

21 A. Just off the hallway from the entrance to the
22 house.

23 Q. Is that between the front entrance and the
24 kitchen?

25 A. You would come in the front entrance and make

1 an immediate right and -- and the half bath is
2 right there.

3 Q. Does the hallway from the -- where does the
4 hallway from the front entrance lead?

5 A. From the kitchen, or if you make an immediate
6 right, to this study or the bathroom.

7 Q. What is the flooring in this bathroom?

8 A. Linoleum.

9 Q. Have you replaced the flooring since you moved
10 in?

11 A. I have not.

12 Q. Have you performed any maintenance or repairs
13 in this bathroom?

14 A. No.

15 Q. Have you refurbished or renovated the bathroom
16 at all?

17 A. Paint.

18 Q. What is the sink countertop made from?

19 A. I have no idea. I don't know.

20 Q. If you turn the page over, what does this
21 photo depict?

22 A. The children's bathroom.

23 Q. And where in the home is this bathroom?

24 A. I have two and a half baths.

25 Q. Instead of one and a half baths?

1 A. Instead of one and a half baths. Tell you how
2 often I use this one.

3 Q. So this is the children's -- children's bath?

4 A. Is correct, yes.

5 Q. And where in the home is this located?

6 A. Next to my daughter's bedroom.

7 Q. Is that on the first floor or the second
8 floor?

9 A. Second floor. So this is the second floor.

10 Q. What is the flooring made out of?

11 A. Linoleum.

12 Q. And have you replaced that flooring?

13 A. No.

14 Q. Have you performed any maintenance or repairs
15 in this bathroom?

16 A. Paint.

17 Q. Any renovations or refurbishing?

18 A. We replaced the lamp.

19 Q. Where is the lamp located?

20 A. It's above the mirror to the left.

21 Q. Have you done any plumbing work in this
22 bathroom?

23 A. No.

24 Q. How about the half bathroom downstairs?

25 A. No.

1 Q. If you flip back -- excuse me. I missed it
2 again -- turn the page over to --

3 A. Okay.

4 Q. -- the fifth page.

5 What does this photo depict?

6 A. My daughter's bedroom.

7 Q. And do you use this room for anything else
8 while she is away at college?

9 A. Nothing.

10 Q. Does she come home during breaks?

11 A. She does.

12 Q. And what flooring is in this room?

13 A. This is also that same carpet.

14 Q. And your son's room was also this kind of
15 floor; is that correct?

16 A. Is correct.

17 Q. Is this a bunkbed or just a raised bed?

18 A. A loft.

19 Q. Did you customized this bed?

20 A. I built it.

21 Q. Did you have any assistance building this bed?

22 A. It depends. My kids.

23 Q. Have you performed any maintenance or repair
24 in this room?

25 A. Paint.

1 Q. Any refurbishment or renovations?

2 A. No.

3 Q. If you turn the page to the back side, the
4 sixth page, what room -- or what does this
5 photo depict?

6 A. My bedroom.

7 Q. And where in the house is this room located?

8 A. The top of the stairs.

9 Q. And what is the flooring in this room?

10 A. Wood.

11 Q. Was it originally carpeted when you moved in?

12 A. No.

13 Q. Have you replaced the wood since you have
14 lived there?

15 A. No.

16 Q. Have you performed any maintenance or repairs
17 in this room?

18 A. Paint.

19 Q. Any refurbishment or renovation?

20 A. No.

21 Q. If you turn to the next page, it is the
22 seventh page?

23 A. The bathroom, yeah.

24 Q. What does this photo depict?

25 A. My bathroom.

1 Q. And does this bathroom -- is the entrance off
2 of the master bedroom?

3 A. Is correct.

4 Q. And what is the flooring?

5 A. Linoleum.

6 Q. Have you replaced the linoleum?

7 A. I have not.

8 Q. Have you done any plumbing work in this
9 bathroom?

10 A. There was a problem with the shower. I fixed
11 the drain.

12 Q. Have you performed any other maintenance or
13 repair in the bathroom?

14 A. Paint, paint and wallpaper.

15 Q. Any other refurbishment or renovation?

16 A. The lamp.

17 Q. Above the --

18 A. Is correct.

19 Q. -- sink?

20 A. Yes.

21 Q. If you flip to the back side of that page,
22 it's the eighth page.

23 What does this photo depict?

24 A. This is the study.

25 Q. And this is the room that you were saying you

1 don't use anymore?

2 A. Well, we use it. The exit we don't use.

3 The -- the plant rack is in front of the exit.

4 Q. And what do you use this room for?

5 A. Storage and guitars and water.

6 Q. The bottom of the photo, what are those --

7 A. Pellets.

8 Q. Those are pellets. What is the flooring in
9 this room?

10 A. It's carpet.

11 Q. And have you replaced the carpet?

12 A. Have not.

13 Q. This is the original --

14 A. It is.

15 Q. -- when you moved in?

16 A. Yes.

17 Q. Have you performed any maintenance or repairs
18 in this room?

19 A. Paint.

20 Q. Any refurbishment or renovation?

21 A. Nothing.

22 Q. If you turn the page, flip -- flip it over?

23 A. Yeah.

24 Q. The ninth page.

25 A. Yeah.

1 Q. What does this photo depict?

2 A. The laundry room.

3 Q. Where in the house is the laundry room
4 located?

5 A. Off the front entrance hallway to the kitchen
6 on the left.

7 Q. Would that be across from the half bath?

8 A. No. The -- off the entrance you make a right
9 to the half bath.

10 Q. Okay.

11 A. If you continue on through the entrance and
12 make a left, this is that room.

13 Q. Before you reach the kitchen?

14 A. Is correct.

15 Q. Have you replaced any of the appliances in
16 this room since you moved in?

17 A. The -- since -- yes, both the washer and the
18 dryer.

19 Q. When did you replace those?

20 A. Early on. '99.

21 Q. Who is responsible for doing the laundry at
22 your home?

23 A. My wife.

24 Q. And how often does she do laundry?

25 A. All the time.

1 Q. How many times per week would you estimate?

2 A. Three, four.

3 Q. What's the flooring in this room?

4 A. Rug.

5 Q. Is the rug contiguous with the entire the
6 room?

7 A. Yeah, we had it cut.

8 Q. And beneath the rug is?

9 A. Wood.

10 Q. Wood. Was it originally carpeted when you
11 moved in?

12 A. I don't think so. I think it was a similar
13 carpet. Not carpet, a rug. I have a feeling
14 it was wood actually, but I don't remember.

15 Q. If you look on the right side of the photo, is
16 that an animal?

17 A. It's a guinea pig.

18 Q. Do you keep guinea pigs as pets?

19 A. No. This was -- this was an animal that came
20 from school. There is a lot of -- there is a
21 lot of animals.

22 Q. From your wife's work?

23 A. Yeah.

24 Q. Do you often keep animals from the school?

25 A. Yeah. Yes, we do.

1 Q. How frequently would you say that is?

2 A. How frequently do we bring the animals back
3 from school? Three times a year. You know,
4 during the summer, winter vacation.

5 Q. When you bring them back, how long do you keep
6 them for?

7 A. Not very long.

8 Q. Would it be the entire length of the break?

9 A. Yeah.

10 Q. So during the summer it might be for
11 three-months. Is that fair?

12 A. Yeah.

13 Q. What other animals do you bring home from
14 school, or does your wife bring home from
15 school?

16 A. Birds.

17 Q. Anything else?

18 A. Bunny.

19 Q. Anything else?

20 A. There are a lot of chicks.

21 Q. Any full-grown chicks?

22 A. No. No, just little.

23 Q. Anything else?

24 A. No.

25 Q. If you flip to -- flip that back over, the

1 last photo, page ten?

2 A. Oh, mm-hmm.

3 Q. What does that photo depict?

4 A. A living room.

5 Q. And what is the flooring in this room?

6 A. So there is cherry in the dining room, which
7 is vertical in the picture, and there is oak
8 horizontal in the living room.

9 Q. So looking at the living room flooring --

10 A. Yes.

11 Q. -- is that -- did you replace that flooring?

12 A. We did.

13 Q. When did you replace that flooring?

14 A. Two, three years ago. Three years.

15 Q. And you replaced it with oak; is that correct?

16 A. We did, yes.

17 Q. And in the portion of the dining room that we
18 can see --

19 A. Yes.

20 Q. -- that's the cherry wood; is that correct?

21 A. It's the cherry wood.

22 Q. And is that -- did you replace that flooring?

23 A. No, that was original.

24 Q. Was this room carpeted when you moved in?

25 A. It was.

1 Q. When did you pull up the carpeting?

2 A. Three years ago.

3 Q. And in the middle of the photo, in the
4 background, is that a door?

5 A. It is.

6 Q. Where does that lead?

7 A. Where does it lead? It leads to the bellco,
8 to the entrance of the basement from outside.
9 We don't use it. We -- we closed it off. Bad
10 place to put a door.

11 Q. Were there previously stairs leading --

12 A. (Nod). I think -- the architect put the house
13 on backwards.

14 Q. On the left side of the photo, is that your
15 TV?

16 A. Yeah.

17 Q. And on the floor in front of the TV, what is
18 that?

19 A. The stereo.

20 Q. And below that, just in front of the stair
21 area?

22 A. The dog bed.

23 Q. Do you have a dog?

24 A. We do. We have two.

25 Q. What are their names?

1 A. Their names? Stella and Finn.

2 Q. What kind of dog is Stella?

3 A. They are both Australian shepherds.

4 Q. Are they primarily indoor dogs?

5 A. No.

6 Q. Do you have a dog door?

7 A. We don't.

8 Q. So anytime they want to go out you have to --

9 A. We do.

10 Q. -- physically let them out.

11 How old is Stella and Finn?

12 A. Five human years.

13 Q. Each one is five?

14 A. Yeah. Yeah. They are brother and sister.

15 Q. Have you had them for that entire time?

16 A. We -- they were very little.

17 Q. Have any other dogs lived at --

18 A. Yeah.

19 Q. -- this property?

20 A. Yeah.

21 Q. How many other dogs?

22 A. One.

23 Q. On the left side of the photo, are those the
24 two doors leading out to the --

25 A. Is correct.

1 Q. -- patio?

2 A. Yeah.

3 Q. Other than the flooring, have you performed
4 any renovations or refurbishments?

5 A. Paint.

6 Q. Any repairs?

7 A. No.

8 Q. Do you wax the floor?

9 A. I have never, no.

10 Q. Have you upgraded any of your utility systems?

11 A. Like the wood -- the oil burner?

12 Q. Sure.

13 A. No.

14 Q. Have you upgraded the plumbing?

15 A. No.

16 Q. The electrical?

17 A. No.

18 Q. Have you had to repair any of the electrical
19 systems?

20 A. No. No.

21 Q. Other than replacing the faucet in the
22 kitchen, have you performed any plumbing
23 repairs?

24 A. The -- the shower in the master bedroom.

25 Q. Other than those two, anything else?

1 A. No.

2 Q. In the center of the photo, in the background,
3 just in front of that closed-off door that
4 you -- entrance that you don't use, in the --
5 if you look at the green chair or teal chair?

6 A. Yeah.

7 Q. What is in the chair?

8 A. I think it's a cat. I can't tell. Yes, it's
9 a cat.

10 Q. Do you have any cats as pets?

11 A. We do.

12 Q. How many cats?

13 A. Depends when you ask.

14 Q. At this time. At the time the photo was taken
15 how many cats?

16 A. At the time the photo was taken. Ah, four.

17 Q. Are they primarily indoor cats?

18 A. No.

19 Q. How frequently do you bring them inside?

20 A. To sleep.

21 Q. That would just be overnight?

22 A. Yeah, whenever they want a -- they are -- it's
23 free reign.

24 Q. Currently how many cats do you have as pets?

25 A. Three.

1 Q. I hate to ask, but what happened to the
2 fourth?

3 A. My son. My son took him.

4 Q. Were the cats and the dogs acquired as pets
5 for your children?

6 A. Yeah. Yeah. My wife likes pets.

7 MR. SILVER: It's noon. Any chance we
8 could break for lunch now?

9 MR. WILLIAMS: Yeah. Just one more
10 question.

11 BY MR. WILLIAMS:

12 Q. Since you have made the -- updated the
13 flooring, have you received an opinion on how
14 that interior work has affected the value of
15 your home?

16 A. I have not, no.

17 MR. WILLIAMS: Now is a good time to stop
18 for lunch.

19 THE VIDEOGRAPHER: We are now going off
20 the record at 12 noon p.m. This notes the end
21 of media unit number two and we are off the
22 record.

23 (Lunch recess taken.)

24 (Deposition Exhibit No. 5 was marked for
25 identification.)

1 (Deposition Exhibit No. 6 was marked for
2 identification.)

3 THE VIDEOGRAPHER: At 1:03 p.m. we are
4 now coming back on the record and beginning
5 media unit number three in our deposition. We
6 are on the record.

7 BY MR. WILLIAMS:

8 Q. Are you ready to continue, Mr. Hausthor?

9 A. I am.

10 Q. Do you have homeowners insurance?

11 A. I do.

12 Q. How many policies do you have?

13 A. I don't know.

14 Q. Do you know who your insurer is?

15 A. Concord Group maybe.

16 Q. I am handing you a document that has been
17 marked as Exhibit 5. Just take a moment to
18 look at that.

19 A. Mm-hmm.

20 MR. SILVER: Can I have a copy?

21 MR. WILLIAMS: Sorry. It's my copy.

22 MR. SILVER: You get the highlights?

23 MR. WILLIAMS: I am sorry.

24 A. Okay.

25 BY MR. WILLIAMS:

1 Q. Do you recognize this document?

2 A. I do.

3 Q. What do you recognize it to be?

4 A. Our homeowners insurance.

5 Q. Is this policy for the current year?

6 A. Good question.

7 MR. SILVER: Can I see yours, please?

8 I just would like to note for the record
9 that it's barely legible.

10 A. Effective date 6/18/2017.

11 BY MR. WILLIAMS:

12 Q. Is it your understanding this would be the
13 current policy?

14 A. To my understanding.

15 Q. If you look under section one, coverages, do
16 you see that?

17 A. I do.

18 Q. Do you see, A, dwelling, the first line?

19 A. Yeah.

20 Q. And then there is a column to the right that
21 says -- it looks like 350,000 or thereabouts.
22 Is that fair to say?

23 A. Okay. Yeah.

24 Q. Is that the amount of coverage you have on
25 your dwelling?

1 A. I would assume.

2 Q. Do you know how this number was calculated?

3 A. I don't.

4 Q. Are you the person responsible in your family
5 for renewing the insurance policies?

6 A. No.

7 Q. Would your wife be the person responsible?

8 A. Yeah.

9 Q. Have you ever provided input on what the limit
10 should be, the limit of coverage should be for
11 your home?

12 A. Have I what?

13 Q. Provided any input in what you believe the
14 limit of coverage should be on your home?

15 A. No.

16 Q. If you look at the second line just below
17 dwelling, it says, B, other structures.

18 Do you see that?

19 A. I do.

20 Q. And the column to the right says -- looks like
21 35,000?

22 A. Okay.

23 Q. Do you know what other structures are insured
24 on your property?

25 A. I would assume the shed.

1 MR. SILVER: Don't guess.

2 A. I don't.

3 BY MR. WILLIAMS:

4 Q. Thank you.

5 Handing you another document marked

6 Exhibit 6.

7 A. Okay. 2016.

8 MR. SILVER: So where -- Exhibit?

9 MR. WILLIAMS: Six.

10 BY MR. WILLIAMS:

11 Q. Do you recognize this document, Mr. Hausthor?

12 A. I do.

13 Q. What do you recognize it to be?

14 A. Homeowners insurance for last year.

15 Q. And if you look under section one on this
16 document, the line with, A, dwelling, do you
17 see that?

18 A. I do.

19 Q. Do you see the limit is listed as \$337,224?

20 A. I do.

21 Q. Do you know how that number was set?

22 A. I don't.

23 Q. Were you responsible for setting the -- or
24 were you responsible for getting this policy
25 with the insurance company?

1 A. I was not.

2 Q. Was that your wife's responsibility?

3 A. Is correct.

4 Q. Do you believe 337,224 is a coverage -- a
5 limit of that amount would fully insure your
6 home?

7 MR. SILVER: Objection. You can answer
8 it if you can.

9 A. I have no idea.

10 BY MR. WILLIAMS:

11 Q. Do you identify your home as being part of a
12 neighborhood?

13 A. Sure.

14 Q. Does your neighborhood have a name?

15 A. Town of North Bennington.

16 Q. Do you consider your neighborhood to be the
17 entire town?

18 A. I do.

19 Q. Approximately how many other homes are on your
20 street?

21 A. 15.

22 Q. Are they all -- are all the properties on your
23 street on the same sized lot?

24 A. No.

25 Q. How do they differ?

1 A. Distance from road, distance from each other.

2 Q. Do they differ in size?

3 A. They do.

4 Q. Are there any lots that are larger than yours?

5 A. I have no idea.

6 Q. Do you know if there are any lots that are
7 smaller than yours?

8 A. No idea.

9 Q. Do you know if all of the other homes on your
10 street are construct -- or have wood frame?

11 A. Do I know that they have wood frame?

12 Q. Yes.

13 A. I don't know.

14 Q. Do you know if there are any homes on your
15 street that are not wood frame?

16 A. I don't know.

17 Q. Have you been in any of the other homes on
18 your street?

19 A. I have.

20 Q. Do you know if any of the other homes on your
21 street have a fewer -- fewer number of
22 bedrooms than your home?

23 A. I do.

24 Q. How many -- how many homes do you know have
25 fewer bedrooms than your home?

1 A. At least one.

2 Q. Do you know of any homes on your street that
3 have more bedrooms than your home?

4 A. I don't.

5 Q. The home that you know of that has fewer
6 bedrooms than yours, how many bedrooms does it
7 have?

8 A. I don't know.

9 Q. You just know that it's fewer bedrooms than
10 yours?

11 A. It's a much smaller house.

12 Q. Do you know the address of that house?

13 A. I don't.

14 Q. But it's on Harrington Street or Harrington
15 Road?

16 A. It's my neighbor, Greg.

17 Q. Did you happen to recall his last name?

18 A. No, I don't.

19 Q. Do you know whether any of the homes on your
20 street have more bathrooms than your home?

21 A. I don't.

22 Q. Do you know if any of the homes on your street
23 have fewer bathrooms than yours?

24 A. I do.

25 Q. How many homes have fewer bathrooms than yours

1 that you know of?

2 A. One.

3 Q. Is that Greg's home?

4 A. It is.

5 Q. Do you know how many bathrooms he has?

6 A. I don't.

7 Q. Does Greg's home have a smaller square footage
8 than your home?

9 A. Yes.

10 Q. Do you know what the square footage is
11 approximately?

12 A. I don't.

13 Q. Could you estimate percentage wise how much
14 smaller his home is than yours?

15 A. Half.

16 Q. Do you know if his lot is approximately the
17 same size as yours?

18 A. No idea.

19 Q. Do you know approximately how many homes on
20 your street are older than your home?

21 A. Do I know how many are older? I would say
22 most.

23 Q. Most of the homes on your street are older
24 than yours?

25 A. (Nod) .

1 Q. Do you know approximately how much older?

2 A. No.

3 Q. Do you know of any homes on your street that
4 are newer than your home?

5 A. I know of no homes.

6 Q. How would you describe the architectural style
7 of your home?

8 A. Saltbox maybe.

9 Q. Do you know of any other saltbox style homes
10 on your street?

11 A. I don't.

12 Q. Do you know of any other saltbox homes in
13 Bennington?

14 A. Not personally.

15 Q. When you say not personally, what do you mean?

16 A. I don't.

17 Q. What other styles -- architectural styles of
18 homes are there on your street?

19 A. I don't know too many architectural styles.
20 Ranch.

21 Q. Are there any ranch homes on your street?

22 A. I don't know.

23 Q. Any other -- any colonial homes on your
24 street?

25 MR. SILVER: Objection.

1 A. Colonial means what?

2 BY MR. WILLIAMS:

3 Q. Colonial style?

4 A. I don't know what a colonial style is.

5 Q. Do you know if any of the homes on your street
6 are air conditioned?

7 A. No idea.

8 Q. Do you know if any of the other homes on your
9 street use an oil boiler?

10 A. Yes.

11 Q. Do you know how many?

12 A. Greg.

13 Q. Do you know of any other homes on your street
14 that have a pellet stove?

15 A. I don't.

16 Q. Are there any commercial properties located in
17 your -- on your street?

18 A. Yes.

19 Q. Can you tell me what kinds?

20 A. Pembroke Landscaping.

21 Q. What is Pembroke Landscaping?

22 A. What is Pembroke Landscaping? Landscaping, a
23 nursery.

24 Q. Is it a store?

25 A. You can buy things there, yes.

1 Q. Do you buy equipment there, or can you buy
2 equipment there?

3 A. I don't think so.

4 Q. Do they run landscaping services out of --

5 A. Yes.

6 Q. -- that location?

7 A. Yes.

8 Q. Are there any religious institutions on your
9 street?

10 A. No.

11 Q. Are there any government buildings?

12 A. Yes. The water treatment plant.

13 Q. Where is the water treatment plant?

14 A. Toward the river.

15 Q. What direction from your home would that be?

16 A. South.

17 Q. About how far from your house is the water
18 treatment plant?

19 A. Half a mile.

20 Q. Are there any other government buildings on
21 your street?

22 A. No.

23 Q. No post office?

24 A. (Nod) .

25 Q. No school?

1 A. There is a daycare.

2 Q. Where is the daycare?

3 A. West of us.

4 Q. How far is that from your property?

5 A. Two miles.

6 Q. Was the waste water treatment plant -- did the
7 wastewater treatment plant exist when you
8 purchased your property?

9 A. Yes.

10 Q. Have you had any issues or concerns about
11 operations at that facility?

12 A. We did.

13 Q. Can you expand on that?

14 A. We could smell it, but it turned out not to be
15 the wastewater treatment plant.

16 Q. What did it end up being?

17 A. A vent through our roof.

18 Q. The vent through your roof?

19 A. Yeah. We had a problem with the vent.

20 Q. So was the source of the smell on your
21 property then --

22 A. It was.

23 Q. Did you have any other issues or concerns with
24 the wastewater treatment plant?

25 A. No.

1 Q. How did you find out that the source of the
2 smell was on your property?

3 A. We had somebody come and look.

4 Q. Did you hire --

5 A. We did.

6 Q. An inspector?

7 A. Not an inspector, a contractor who went up
8 into the attic and noticed it but not for that
9 reason.

10 Q. What did you hire the contractor to do?

11 A. I don't remember.

12 Q. Do you know what type of contracting work --

13 A. Construction.

14 Q. Do you recall who that was?

15 A. No.

16 Q. Do any of the homes on your street not have a
17 front yard?

18 A. No.

19 Q. Do any of the homes on your street have a
20 smaller front yard than yours?

21 A. Yes.

22 Q. Which home?

23 A. I don't know. There is a lot of homes, and I
24 wouldn't know how to identify the home.

25 Q. How many homes would you estimate had a

1 smaller front yard than yours?

2 A. Three.

3 Q. Do any of the homes on your street have larger
4 front yards than yours?

5 A. Yes.

6 Q. About how many?

7 A. 12.

8 Q. Approximately how big is the largest front
9 yard on -- on your street?

10 A. Five acres.

11 Q. And how big is the smallest front yard on your
12 street?

13 A. 30 feet.

14 Q. Are there any homes on your street that don't
15 have a backyard?

16 A. I don't know.

17 Q. Do you know of any homes on your street that
18 have a smaller backyard than yours?

19 A. I don't.

20 Q. Do you know if any homes on your street have a
21 larger backyard than yours?

22 A. I don't.

23 Q. Do you know of any homes on your street that
24 do not have a grass surface of their yard?

25 A. I don't.

1 Q. Do you know how many homes in your
2 neighborhood are connected to town water?

3 A. No idea.

4 Q. Do you know if any are connected to town
5 water?

6 MR. SILVER: When you say neighborhood,
7 are you using the same definition?

8 MR. WILLIAMS: Excuse me. Let me
9 rephrase.

10 BY MR. WILLIAMS:

11 Q. Do you know how many homes on your street
12 are -- do you know how many homes on your
13 street are connected to town water?

14 A. I don't.

15 Q. Do you know if any homes on your street are
16 connected to town water?

17 A. No.

18 Q. Do you know whether any homes on your street
19 use private wells?

20 A. I don't know that for sure.

21 Q. Do any of the homes on your street have
22 fences?

23 A. Fences?

24 Q. Around the property.

25 A. Do I know? No.

1 Q. Do you know if any homes on your street have
2 barns on their property?

3 A. Yes, I do know.

4 Q. How many do you know have barns on their
5 property?

6 A. At least one.

7 Q. Do you know whether that barn -- the barn on
8 that property is used for livestock?

9 A. No idea.

10 Q. Do you know whether any of the home --
11 properties on your street have tool sheds?

12 A. I do.

13 Q. How many?

14 A. At least one.

15 Q. Do you know which home that is?

16 A. Greg's.

17 Q. What community amenities in North Bennington
18 enhance the value of your home?

19 A. Community amenities?

20 Q. Yeah.

21 MR. SILVER: Objection. You can answer
22 if you can.

23 A. Amenities. Can you give me a different word
24 for that?

25 BY MR. WILLIAMS:

1 Q. Are there any services in your -- that your
2 community offers that enhance the value of
3 your home?

4 A. Sure.

5 Q. Can you describe them?

6 A. Lake Paran.

7 Q. What is Lake Paran?

8 A. Recreational lake.

9 Q. Is that a public park?

10 A. It's a nonprofit. I don't think it's public.

11 Q. What do people do at Lake Paran?

12 A. Swim, fish, socialize, camp, ping pong.

13 Q. Did you say ping pong?

14 A. (Nod) .

15 Q. Do they have facilities at Lake Paran?

16 A. They do. Bathrooms. WiFi. Food, snacks.

17 Q. Are there food stalls?

18 A. Food stalls?

19 Q. Where do you -- where do you get the food at
20 Lake Paran?

21 A. At the window.

22 Q. There's a restaurant?

23 A. It's not a restaurant. It's just snacks.

24 Q. Are there any other services in your community
25 that enhance the value of your home?

1 A. Park-McCullough.

2 Q. What is Park-McCullough?

3 A. Historic location for a Vermont governor from
4 many years ago.

5 Q. Is it a museum?

6 A. I guess you could call it a museum.

7 Q. What do people do at Park-McCullough?

8 A. They have a carriage barn. They have weddings
9 and parties and music and tours of the
10 gardens, Croquet. What else. Holiday
11 celebrations.

12 Q. Are there any other services in your community
13 that enhance the value of your home?

14 A. Post office, locations that you -- walking by
15 the river. There is a park by the river.
16 Good fishing. Bennington College.

17 Q. How far is your home from Lake Paran?

18 A. Three miles.

19 Q. And how far is your home from Park-McCullough?

20 A. Three miles.

21 Q. And how far the closest post office?

22 A. Four miles.

23 Q. And how far is the park by the river from your
24 home?

25 A. Half a mile.

1 Q. Which river is that?

2 A. Walloomsac.

3 Q. And how far is Bennington College from your
4 home?

5 A. Two miles.

6 Q. What factors in your community detract from
7 the value of your home?

8 A. ChemFab.

9 Q. Anything else?

10 A. Detract from the community.

11 MR. SILVER: The value of your home.

12 A. What detracts from the value of my home. The
13 pollution, my soil, my water. That's about
14 it.

15 BY MR. WILLIAMS:

16 Q. When did you first hear about PFOA?

17 A. A year and a half, two years ago.

18 Q. And what did you hear about it?

19 A. I heard it was in my soil, in my water.

20 Q. Did you hear that it was in the soil on your
21 property?

22 A. I didn't know that at that point, when I first
23 heard about it.

24 Q. When you say that you heard that it was in
25 your water, did you hear that it was in

1 your -- the water coming through your taps?

2 A. No. When I first heard about it or heard it,
3 it was in -- just in the water in general.

4 Q. In Bennington?

5 A. In North Bennington.

6 Q. North Bennington.

7 Did you have any immediate concerns about
8 PFOA?

9 A. A lot of them.

10 Q. What types of concerns?

11 A. Health concerns.

12 Q. Can you describe the health concerns that you
13 had?

14 MR. SILVER: Are you taking about now or
15 when he first heard about it?

16 BY MR. WILLIAMS:

17 Q. Can you describe the health concerns you had
18 when you first heard about PFOA?

19 A. Can I describe the health concerns, yes.
20 Nobody knew what they were, which concerned me
21 greatly.

22 Q. Were you told that there were health concerns
23 generally when you first heard about PFOA?

24 MR. SILVER: Objection. Go ahead.

25 A. Say again?

1 BY MR. WILLIAMS:

2 Q. Were you told that there were health concerns
3 generally when you first heard about PFOA?

4 A. Generally, yes.

5 Q. Who told you that?

6 A. That was my assumption. Nobody was telling me
7 that. Nobody could tell me anything about it.

8 Q. Did you take any action based on the
9 information you received about PFOA initially?

10 A. I contacted David. I also contacted a doctor
11 friend of mine.

12 Q. Is the doctor you contacted your regular
13 physician?

14 A. No. He is my drummer.

15 Q. Are you in a band?

16 A. I am.

17 Q. What's his name?

18 A. Steven Lefebvre.

19 Q. Would you mind spelling Lefebvre for me?

20 A. I could if you want me to pull my phone out.
21 I know it's in my book.

22 Q. We can get that later.

23 A. Okay. Through his e-mails.

24 Q. What did Steven tell you about --

25 A. He didn't know anything about it and was going

1 to look into it.

2 Q. Did Steve follow up with you?

3 A. He did.

4 Q. And what did he tell you?

5 A. He sent me e-mails.

6 MR. SILVER: What did he tell you.

7 A. What did he tell me? He followed up -- he
8 told me he found some e-mails. I am sorry.
9 He told me he found some documents through the
10 state of Vermont about PFOA concerns.

11 BY MR. WILLIAMS:

12 Q. Did he forward you those documents?

13 A. He did.

14 Q. What did those documents tell you?

15 MR. SILVER: Objection. Go ahead.

16 A. Documents tell me. That I should be fairly
17 concerned.

18 BY MR. WILLIAMS:

19 Q. Was that your interpretation of the documents?

20 A. Is correct.

21 Q. Did the documents say you should be concerned?

22 A. Yes.

23 Q. Did Steve advise you to take any action?

24 A. No.

25 Q. Have you had your blood tested for PFOA?

1 A. I have.

2 Q. When were you tested?

3 A. During the state campaign. I am assuming a
4 year and a half ago, but I don't know when.

5 Q. Approximately 2016, is that fair to say?

6 A. Fair to say.

7 Q. Do you remember what the results were?

8 A. 207 something or other. I don't know the
9 units.

10 Q. You don't know the unit of measurement?

11 A. I don't know the unit of measurement. I
12 should know the unit of measurement, but I
13 don't. But it was high.

14 MR. SILVER: Just wait until there is a
15 question before you talk.

16 THE WITNESS: Sorry.

17 (Deposition Exhibit No. 7 was marked for
18 identification.)

19 MR. SILVER: We on Exhibit 7 now?

20 MR. WILLIAMS: Yes, this is Exhibit 7; is
21 that correct? Yes.

22 BY MR. WILLIAMS:

23 Q. I handed you a document marked as Exhibit 7.
24 Just take a moment to look at that?

25 (Off-the-record colloquy.)

1 BY MR. WILLIAMS:

2 Q. You have been handed a document now that has
3 been marked as Exhibit 7. Would you take a
4 moment to look at that?

5 A. (Witness complying). Okay.

6 Q. Do you recognize this document?

7 A. I do.

8 Q. What do you recognize it to be?

9 A. My blood serum test.

10 Q. These are the results of your blood test?

11 A. Yes.

12 Q. And did you receive this from the state of
13 Vermont?

14 A. I did.

15 Q. And at the top of the first page, do you see
16 it's dated July 21, 2016?

17 A. Yes.

18 Q. Does that fit your recollection of --

19 A. It does.

20 Q. If you turn the page over to the second page?

21 A. Yeah.

22 Q. At the top, PFOA blood test result.

23 Do you see that?

24 A. I do.

25 Q. And your test result was listed as 204.1

1 micrograms per liter?

2 A. Is correct.

3 Q. Does that fit your recollection of --

4 A. It does.

5 Q. -- the blood test results?

6 A. Yes.

7 Q. If you look at the bottom of the first page,
8 it says, if you have any questions about your
9 test result, please call us, and it provides a
10 number.

11 Do you see that at the bottom of the
12 first page?

13 A. I do.

14 Q. Did you reach out to the state?

15 A. I didn't have any questions.

16 Q. Were you told any information beyond what was
17 contained in this letter about your results?

18 MR. SILVER: Told by whom?

19 A. No.

20 MR. SILVER: I object to that question.
21 You already answered it.

22 BY MR. WILLIAMS:

23 Q. Did you ask your doctor about the results,
24 your primary care physician?

25 A. I did.

1 Q. What did your doctor say?

2 A. They didn't know much about it.

3 Q. When was that?

4 A. That was pretty much -- pretty much it.

5 Q. When was -- when was that conversation?

6 A. After I got the results.

7 Q. Approximately how long after you got the
8 results?

9 A. I don't recall.

10 Q. Was it a matter of days?

11 A. No. It was a health exam of -- a checkup.

12 Q. Was it part of your regular annual --

13 A. Yes.

14 Q. -- exam?

15 A. Yeah.

16 Q. Would it have been within a month or two?

17 A. I can -- I don't recall.

18 Q. Did your doctor recommend any followup based
19 on the results?

20 A. No.

21 Q. Did your doctor schedule any future
22 appointments due to your results?

23 A. No.

24 Q. Did your doctor prescribe any blood test or
25 treatment based on your PFOA results?

1 A. No.

2 Q. Has your wife had her blood tested?

3 A. She has.

4 Q. Was she tested around the same time as you?

5 A. Yes.

6 Q. Do you recall what her levels were?

7 A. 447 micrograms per liter.

8 Q. Have your children had their blood tested?

9 A. They have.

10 Q. Do you recall what the results were?

11 A. Not specifically. I was the lowest; my wife
12 was the highest; they were in between.

13 Q. What is your understanding of what this
14 lawsuit is about?

15 A. Whether or not we can have a class, class
16 action suit.

17 Q. And what do you understand the class action
18 suit to be about?

19 A. To compensate for damages that have been --
20 that have harmed us.

21 Q. Do you -- what do you understand you're asking
22 the court to do?

23 MR. SILVER: Objection. Go ahead.

24 A. To take care of our health, to continue to
25 provide water through the municipality, to

1 compensate us for the loss of value.

2 BY MR. WILLIAMS:

3 Q. When you say you're asking the court to
4 provide for your health -- I'm paraphrasing --

5 MR. SILVER: Objection.

6 Q. -- what do you understand that to mean?

7 A. To test for things that are specific to PFOA
8 poisoning.

9 Q. What kind of testing do you mean?

10 A. High cholesterol, thyroid disease, kidney
11 cancer, testicular cancer.

12 Q. When you say you're asking the court to
13 provide for municipal water -- I'm
14 paraphrasing -- what do you understand you are
15 asking the court to do?

16 A. We have no other choice, to be on municipal
17 water. I want to have that be guaranteed to
18 us, that there is going to be financial --
19 there is going to be support, financial
20 support, to continue to provide us water.

21 Q. When you say that you are asking the court to
22 address loss of value -- I am paraphrasing --
23 what do you understand that you are asking the
24 court to do?

25 A. Saint-Gobain harmed our ability to sell our

1 property for what it is valued at.

2 Q. Are you seeking monetary compensation?

3 A. Yeah, but I will let the jury decide on that.

4 (Deposition Exhibit No. 8 was marked for
5 identification.)

6 Q. I'm handing you a document that has been
7 marked as Exhibit 8. Take a moment to look at
8 that.

9 A. (Witness complying). Okay.

10 Q. Do you recognize this document?

11 A. I do.

12 Q. What do you recognize it to be?

13 A. A complaint -- complaint class action. What
14 do I recognize this document to be. I will
15 refer to my lawyer on that.

16 Q. Do you understand this to be the complaint in
17 this action?

18 A. That's what this document states.

19 Q. Have you reviewed this document before?

20 A. I have seen it.

21 Q. Turn to paragraph seven?

22 A. Paragraph seven.

23 Q. It's on page four.

24 A. Okay. Yes, I see it.

25 Q. Is this paragraph about you?

1 A. It is.

2 Q. If you look at the last sentence of that
3 paragraph, that's approximately the last four
4 lines, it reads --

5 A. As a result.

6 Q. -- as a result of the contamination of the
7 private drinking water well, groundwater and
8 soil, Mr. Hausthor has suffered, amongst other
9 damages set out herein, diminution in property
10 value, loss of use and enjoyment of property,
11 annoyance, upset, aggravation and
12 inconvenience.

13 Did I read that correctly?

14 A. Yes, you did.

15 Q. Do you agree with that statement?

16 A. I do.

17 Q. We'll get into this in a little more detail
18 shortly, but for now can you describe how your
19 property value has been diminished?

20 MR. SILVER: Objection to form. Go
21 ahead. You can answer that.

22 A. I fear that being on my land is damaging me
23 and my family.

24 BY MR. WILLIAMS:

25 Q. How -- can you describe how it's affected the

1 property value though?

2 A. The property value. I would have to disclose
3 the poisoning of my property to whomever had
4 any interest in buying it. I would not buy
5 this property if I had the opportunity.

6 Q. Can you describe how you have experienced a
7 loss of use and enjoyment of your property?

8 A. I don't feel comfortable eating the vegetables
9 that grow out of the ground. I don't feel
10 comfortable playing in the dirt. I don't feel
11 comfortable watering my plants. My animals.
12 I fear for my health.

13 Q. How have you experienced annoyance, upset,
14 aggravation and inconvenience?

15 A. I have to come to these things. I have to
16 meet with my lawyers. I have to talk to other
17 community members who are so upset that they
18 are beside themselves. It's just not fair.

■ [REDACTED]

■ [REDACTED]

■ [REDACTED]

■ [REDACTED]

■ [REDACTED]

■ [REDACTED]

■ [REDACTED]

■ [REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

7 A. I don't know. I just know I have it.

8 Q. Do you understand that you are a named
9 representative in this class action?

10 A. I do.

11 Q. Do you believe that your claims and injuries
12 are representative of other class members?

13 A. Every one I talk to is in the same boat.

14 Q. What do you understand to be your duty or
15 duties as a representative of this proposed
16 class?

17 A. My duties. To understand the case, to
18 understand what my rights are, to present them
19 to you and to defend people in my community.

20 (Deposition Exhibit No. 9 was marked for
21 identification.)

22 Q. I've handed you a document marked as
23 Exhibit 9. Take a moment to look at that,
24 please?

25 A. Yeah. (Witness complying). Okay.

1 Q. Do you recognize this document?

2 A. I do.

3 Q. What do you recognize it to be?

4 A. To be set up as a class representative.

5 MR. SILVER: He wants you to identify the
6 document.

7 A. I'm sorry. Declaration of Ron Hausthor in
8 support for plaintiffs' motion for class
9 certification.

10 BY MR. WILLIAMS:

11 Q. Did you have a role in preparing this
12 document?

13 A. I don't know that, although I was asked to be
14 a class rep.

15 Q. If you look at the very last page, page four.
16 That's your signature; is that right?

17 A. It is.

18 Q. Did you review this document before you
19 signed?

20 A. I did.

21 Q. If you look at paragraph two, it's on the
22 first page. It says I own and live in a home
23 located at 301 Harrington Road in North
24 Bennington, Vermont, 05257, which is located
25 within the state of Vermont designated zone of

1 contamination where I have resided since 1996.

2 Did I read that correctly?

3 A. Yes, you did.

4 Q. Do you agree with that statement?

5 A. I do.

6 Q. What do you understand the term zone of
7 contamination to mean?

8 A. The terms of contamination.

9 Q. The term zone of contamination?

10 A. What do I interpret that to mean?

11 Q. What do you understand that to mean?

12 A. What do I understand that to mean. The
13 state's identification of the area which has
14 well water or water over 20 parts per billion.

15 Q. So is it your understanding that that term
16 applies to properties that have a groundwater
17 concentration above that number?

18 A. I do.

19 Q. Is it your understanding that anyone with
20 property meeting that criteria is a member of
21 this class?

22 A. Is it my -- no. I don't think everybody who
23 has water over 20 parts per billion are a
24 member of the class. Not everybody is.

25 Q. What else would be required to make them a

1 member of this class?

2 MR. SILVER: Objection. Calling for a
3 legal conclusion.

4 A. I'm assuming they would have to reach out.

5 BY MR. WILLIAMS:

6 Q. If you look at paragraph six? It's on the
7 second page. That paragraph reads: As a
8 result of the elevated levels of PFOA in my
9 blood serum, I am concerned about my increased
10 risk of developing medical conditions and/or
11 diseases associated with PFOA exposure and
12 seek the establishment of a medical monitoring
13 fund to pay for the necessary testing and
14 early detection of such conditions for myself
15 and all those in Bennington and North
16 Bennington exposed to PFOA by drinking well
17 water contaminated with PFOA.

18 Did I read that correctly?

19 A. Yes, you did.

20 Q. Do you still agree with that statement?

21 A. I do.

22 Q. What medical conditions or diseases do you
23 believe you are at an increased risk of
24 developing based on exposure to PFOA?

25 A. High cholesterol, thyroid disease, kidney

1 cancer, testicular cancer.

2 Q. Anything else?

3 A. I don't know that. I'd have to refer to my
4 doctor. That's the problem. I don't know.

5 Q. What do you believe the value of medical -- a
6 medical monitoring fund is?

7 MR. SILVER: Objection. Go ahead.

8 A. Say again.

9 BY MR. WILLIAMS:

10 Q. What do you believe the value of a medical
11 monitoring fund is?

12 A. The value. Early detection of any of those
13 health concerns and doctors who know how to
14 address them because of the PFOA
15 contamination.

16 Q. Do you believe that you or anyone in your home
17 has developed a medical or health condition
18 that you would attribute to PFOA exposure?

19 A. Do I believe?

20 Q. Yes.

21 A. Sure.

22 Q. What medical or health conditions?

23 A. I don't know that.

24 Q. But you believe that there are medical
25 conditions that have been developed by you or

1 someone in your household?

2 MR. SILVER: Objection to form.

3 A. If having high PFOA in my blood serum can lead
4 to these things, I do believe I have health
5 concerns.

6 BY MR. WILLIAMS:

7 Q. And my question is slightly different than --

8 A. Okay.

9 Q. -- than that.

10 A. I am sorry.

11 Q. See if I can clarify.

12 Do you believe that you or anyone in your
13 household has already developed a health
14 condition or medical condition?

15 A. I don't know that.

16 Q. You don't know?

17 A. I don't know. We haven't been tested for any
18 of those things I don't think.

19 Q. Look at paragraph ten, which is at the very
20 bottom of page two.

21 A. I see.

22 Q. It says: I decided to serve others similarly
23 situated in my community as one of the
24 representative plaintiffs in this class action
25 lawsuit against the defendant to seek

1 compensation for class members for the damages
2 caused by defendant's PFOA contamination of
3 our properties, the groundwater beneath our
4 properties, and for those of us who ingested
5 PFOA in our well water, our bodies.

6 Did I read that correctly?

7 A. Yes, you did.

8 Q. Do you still agree with that statement?

9 A. Yes, I do.

10 Q. Do you understand yourself to be representing
11 the class of individuals whose property and
12 groundwater were exposed to PFOA?

13 A. I do.

14 Q. Do you understand yourself to be representing
15 the class of individuals who were personally
16 exposed to PFOA?

17 A. I do.

18 Q. Do you believe your wife is a member of the
19 exposure class in this lawsuit?

20 A. Very much so.

21 Q. Do you believe she is a member of the property
22 damage class in this lawsuit?

23 A. Very much so.

24 Q. Do you believe your daughter is a member of
25 this class? Excuse me. Do you believe your

1 daughter is a member of the exposure class in
2 this lawsuit?

3 A. Yes.

4 Q. Do you believe your son is a member of the
5 exposure class?

6 A. Yes.

7 Q. Do you know who the other named plaintiffs in
8 this lawsuit are?

9 A. I do.

10 Q. Do you know Mr. Sullivan?

11 A. Oh, do I -- do I know them personally?

12 Q. Yes.

13 A. I am sorry. I do. I know -- I do know Mr.
14 Sullivan.

15 Q. Do you know any of the others personally?

16 A. I don't but may.

17 Q. You may know them personally?

18 A. I may know them by face.

19 MR. SILVER: Can we take a break? It's 1
20 o'clock -- 2 o'clock.

21 MR. WILLIAMS: Sure, we can take a short
22 break.

23 MR. SILVER: Thanks.

24 THE VIDEOGRAPHER: At 2 p.m. we are going
25 off the record.

1 (Brief recess taken.)

2 THE VIDEOGRAPHER: At 2:09 p.m. we are
3 now back on the record.

4 BY MR. WILLIAMS:

5 Q. Are you ready to continue, Mr. Hausthor?

6 A. I am.

7 Q. Before we went off the record we were talking
8 about other named plaintiffs in this
9 litigation.

10 Without revealing any privileged
11 communications you've had with your attorneys,
12 have you discussed this litigation with other
13 named plaintiffs?

14 A. I have.

15 Q. Who have you spoken with?

16 A. James Sullivan.

17 Q. In what context have you spoken with Mr.
18 Sullivan?

19 A. I asked him how his deposition went.

20 Q. What did he tell you?

21 A. It was long and difficult.

22 Q. Have you had discussions with any other named
23 plaintiffs besides Mr. Sullivan?

24 A. I have not.

25 Q. Have you had discussions with any other

1 Bennington residents about PFOA or
2 Saint-Gobain?

3 A. I have.

4 Q. Who have you spoken with?

5 A. Greg. Within the zone? Within the zone of --

6 Q. We can start there, yeah.

7 A. Steve Lefebvre, Krista Spurling, my doctors.
8 That is about it.

9 Q. Have you spoken with any other Bennington
10 residents who you understand to be outside the
11 zone of contamination?

12 A. Yeah.

13 Q. Who would those be?

14 A. I'm not sure.

15 Q. Where does Steve Lefebvre live?

16 A. In Bennington.

17 Q. How far from your house approximately does he
18 live?

19 A. Five miles.

20 Q. How about Krista Spurling?

21 A. Ten miles.

22 Q. Do you know where your doctors live?

23 A. I don't.

24 (Deposition Exhibit No. 10 was marked for
25 identification.)

1 THE WITNESS: Thank you.

2 BY MR. WILLIAMS:

3 Q. You have been handed a document that has been
4 marked as Exhibit 9. Just take a moment to
5 look over that.

6 A. Exhibit 10.

7 Q. Oh, excuse me. Exhibit 10.

8 A. Okay.

9 Q. Do you recognize this document?

10 A. I do.

11 Q. What do you recognize it to be?

12 A. Plaintiff's Responses to Saint-Gobain
13 Performance Plastics Corporation First Set of
14 Interro -- how do you say that?
15 Interrogories?

16 Q. We won't make this a reading test for you.

17 A. Say it?

18 Q. Interrogatories?

19 A. Interrogatories to Plaintiffs On Class
20 Certification Issues. Thank you.

21 Q. Do you understand this document to be about
22 you?

23 A. I do.

24 Q. Can you turn to page five?

25 A. Page five. Page five. Yes.

1 Q. And there is -- in the middle of the page
2 there is a response to paragraph nine?

3 A. I see it.

4 Q. Do you see that?

5 A. I do.

6 Q. And the second paragraph of that response
7 says: I attended public meetings at
8 Bennington College but did not keep records of
9 the dates.

10 Do you see that?

11 A. I do.

12 Q. Do you recall the general time frame that you
13 attended these meetings?

14 A. In -- during the day or after -- after
15 business mostly.

16 Q. And do you remember the time of the year or
17 which year?

18 A. I think it was '16. I think it was early
19 after us realizing there was a problem.

20 Q. Do you recall what the meetings were about?

21 A. About the community's fear and how the state
22 was going to address it.

23 Q. Who organized these meetings?

24 A. If I understand correctly, the state.

25 Q. Is that true of all of the meetings you were

1 referring to at --

2 A. No.

3 Q. -- Bennington College?

4 A. No. There was -- there was some from -- from
5 Mr. Campion and Sears at a town meeting.

6 THE REPORTER: I'm sorry.

7 THE WITNESS: Senator Campion.

8 THE REPORTER: Thank you.

9 THE WITNESS: And Senator Sears.

10 BY MR. WILLIAMS:

11 Q. Of the meetings, the public meetings at
12 Bennington College, is it your understanding
13 all of those were organized by the state?

14 A. It's my understanding.

15 Q. How did you learn of these meetings?

16 A. Mostly my wife.

17 Q. Do you know how she learned of the meetings?

18 A. I don't really. I think we got on a Listserv.

19 Q. Do you understand how you got on the Listserv?

20 A. It would have been my wife.

21 Q. Who did you attend the meetings with?

22 A. My wife.

23 Q. Did you speak with anyone at the meetings?

24 A. I did.

25 Q. Who did you speak with?

1 A. Greg and many others.

2 Q. Do you recall specifically who in addition to
3 Greg?

4 A. Brian, Brian Campion. I don't recall.

5 Q. And you already touched on this actually. The
6 second sentence of that paragraph says: I
7 also attended a meeting with state senators
8 Campion and Sears at Senator Campion's house
9 to complain about the PFOA contamination, but
10 again I do not recall date of that meeting.

11 Did I read that correctly?

12 A. Yeah. To complain, sounds horrible.

13 Q. Is Mr. Campion your state senator?

14 A. He is.

15 Q. Is Mr. Sears also your state senator?

16 A. He is.

17 Q. Do you know Mr. Campion personally?

18 A. I do.

19 Q. Do you know him socially?

20 A. I don't.

21 Q. How do you know Mr. Campion?

22 A. Through the rotary club.

23 Q. What's your association with the rotary club?

24 A. I am a rotarian.

25 Q. Do you have a leadership role in the rotary

1 club?

2 A. I do.

3 Q. What is that role?

4 A. I'm on the board.

5 Q. How long have you been on the board?

6 A. On the board. Three, four years.

7 Q. How long have you been a member of the rotary
8 club?

9 A. 20 years.

10 Q. I take it then that Mr. Champion is a member of
11 the rotary club?

12 A. He is a member.

13 Q. What was the purpose of the meeting at Mr.
14 Champion's house?

15 A. What was the purpose. I think he was looking
16 for a reaction from the community.

17 Q. Do you recall when the meeting was
18 approximately?

19 A. It was nice weather. Spring, I think we were
20 coming into spring. He was very concerned
21 about his gardens.

22 Q. Do you understand Mr. Champion to be a member
23 of this class?

24 A. Do I? No, I don't.

25 Q. Did you discuss this litigation at that

1 meeting?

2 A. No.

3 Q. Had this litigation been filed?

4 A. I don't think it had.

5 Q. How did you learn about the meeting at Mr.
6 Campion's house?

7 A. My wife.

8 Q. Did you attend the meeting with her?

9 A. No, I didn't.

10 Q. Did you attend with anyone?

11 A. My brother-in-law.

12 Q. Is your brother-in-law living in Bennington?

13 A. Yes. No. He lives in North Bennington,
14 within the zone of contamination.

15 Q. What's his name?

16 A. My brother-in-law's name is Michael
17 Fitzgerald.

18 Q. And do you understand him to be a member of
19 this class?

20 MR. SILVER: I object, calling for a
21 lawyer conclusion, but go ahead and answer if
22 you can.

23 A. He is within the zone of contamination.

24 BY MR. WILLIAMS:

25 Q. Do you know if his groundwater has been

1 tested?

2 A. I do.

3 Q. And do you understand it to be above --

4 A. I do.

5 Q. -- the level?

6 Who else was at the meeting at Mr.
7 Campion's house?

8 A. I couldn't -- I couldn't rattle off any name.
9 There was about 15 of us, maybe 20.

10 Q. Have you attended any meetings to discuss PFOA
11 or Saint-Gobain that was organized by any of
12 your neighbors on your street?

13 A. No.

14 (Deposition Exhibit No. 11 was marked for
15 identification.)

16 THE WITNESS: Thank you.

17 BY MR. WILLIAMS:

18 Q. You've been handed a document marked as
19 Exhibit 11. Take a moment just to review that
20 document.

21 A. (Witness complying). Oh, these people. Okay.

22 Q. Do you recognize this document?

23 A. I do.

24 Q. What do you recognize it to be?

25 A. An e-mail from a couple of young women who

1 stayed at our house.

2 Q. Would that be Shaina Kasper?

3 A. Yeah.

4 Q. And who else stayed at your house?

5 A. I don't remember.

6 Q. Someone that Shaina worked with?

7 A. Yeah.

8 Q. What was the context for them staying at your
9 house?

10 A. You know, I don't know. I don't remember. I
11 I think they were writing an article or
12 something, and they wanted to spend some time
13 with us.

14 Q. Did they interview you for the article?

15 A. They did.

16 Q. What was the nature of that interview?

17 A. What we knew. I think they -- I think they
18 really just needed a place to stay. I don't
19 think it was -- it was us they were looking
20 for.

21 Q. Do you know how they came to --

22 A. That would be my wife. Refer to my lawyers.

23 Q. Do you understand this e-mail to have been
24 forwarded to you by your wife -- yes,
25 forwarded to you by your wife?

1 A. Do I understand that? I don't. I don't see
2 that it was.

3 Q. If you look at the --

4 A. Was it cc'd me?

5 Q. If you look at the third line, it says to Ron
6 Hausthor?

7 A. Okay. Okay. Okay.

8 Q. Is it fair to say that she forwarded it to
9 you?

10 A. I would assume.

11 Q. And then the message itself from Shaina
12 Kasper --

13 A. Yeah.

14 Q. -- it says: Hi, Coleen. I hope you had a
15 good summer. I wanted to reach out because
16 Vermont is setting long-term drinking water
17 rules for PFOAs for the first time and public
18 comments are due Friday. You can send a
19 comment in by signing here. Be sure to sign
20 by Friday at four.

21 Did I read that correctly?

22 A. Yes.

23 Q. Do you know whether you or your wife submitted
24 comments?

25 A. I don't.

1 Q. If you look at the last paragraph of that
2 e-mail, it says: I'm also going to be hosting
3 a Northeastern University student
4 September 27th and 28th, Tuesday and
5 Wednesday, who is studying PFOA responses by
6 communities, government and companies. She
7 wants to interview a dozen of (sic) so people
8 while she is here. Would you be interested
9 and have about an hour free during one of
10 those days?

11 Did I read that correctly?

12 A. Yes, you did.

13 Q. Did you ever -- were you ever interviewed by
14 this Northeastern University student?

15 A. I think -- I think so.

16 Q. Is that the interview you were referring to
17 earlier?

18 A. Yeah. Yeah, yeah.

19 Q. Do you know whether an article was ever
20 published?

21 A. I don't, yeah.

22 Q. Besides Mr. Campion and Mr. Sears, have you
23 communicated with any member of any government
24 agency regarding PFOA or Saint-Gobain?

25 A. No.

1 Q. Have you submitted any testimony to state
2 legislature, for example, the senate committee
3 or assembly committee?

4 A. No.

5 Q. Have you ever communicated with any
6 Saint-Gobain or ChemFab employee regarding
7 PFOA?

8 A. No.

9 Q. Besides Ms. Kasper and her colleague, have you
10 ever given an interview to a journalist about
11 PFOA or Saint-Gobain?

12 A. No, but I did communicate with a reporter from
13 Vermont Public Radio, but it never -- it never
14 came to fruition.

15 Q. Did that reporter reach out to you?

16 A. He did. I know you are going to ask me who he
17 is. Sorry.

18 Q. What is Howard Weiss-Tisman?

19 A. Thank you. Yes, it was.

20 Q. And you said that interview never occurred?

21 A. It never occurred.

22 Q. Do you know what the purpose of the interview
23 was?

24 MR. SILVER: Objection.

25 BY MR. WILLIAMS:

1 Q. You can answer.

2 A. He just wanted me to tell him how I was
3 feeling.

4 Q. Did he interview your wife?

5 A. I don't know that.

6 Q. Prior to 2016, did you ever have your well
7 tested for PFOA?

8 A. Prior, no.

9 Q. Do you recall when your well was first tested
10 for PFOA?

11 A. Do I know when? I don't know --

12 Q. Approximately.

13 A. Yeah. Right at the beginning. Early '16 I am
14 assuming.

15 Q. Do you know who performed that test?

16 A. I don't.

17 Q. Was it the state?

18 A. I think it was. Big tall guy.

19 Q. What were the results of that test?

20 A. 2900 parts per trillion. We were -- we had
21 PFOA in our water at 290 parts per trillion.

22 Q. Has your well been tested since that time,
23 that first testing?

24 A. Yeah.

25 Q. About how many times?

1 A. I think right around six.

2 Q. Is it a periodic testing?

3 A. There were a lot of people -- there was not
4 only the state but the -- somebody came and
5 opened our septic to test, but it wasn't the
6 well. It was -- the well mostly was the
7 state. Yeah. Sorry.

8 Q. Do you have a POET on your property?

9 A. We do.

10 Q. When was that POET installed?

11 A. Shortly after the test results.

12 Q. Who installed that POET?

13 A. Culligan.

14 Q. Did you request the installation of the POET?

15 A. I don't think so.

16 Q. Did you pay for the POET to be installed?

17 A. No.

18 Q. Did Saint-Gobain pay for the POET to be
19 installed?

20 A. I think they did.

21 Q. Since the POET was installed on your property,
22 has PFOA been detected in your tap water?

23 A. No.

24 MR. SILVER: I'd just note that I object
25 to that question, but it's already been

1 answered.

2 BY MR. WILLIAMS:

3 Q. Since the POET has been installed on your
4 property, have you had any issues with its
5 operation?

6 A. We have.

7 Q. Can you describe that for me, please?

8 A. We had, I think it was arsenic in the water,
9 that was outflowing. We had problems with an
10 alarm that was going off, and we had to have
11 the tanks replaced.

12 Q. Were the tank replaced all at once?

13 A. I don't know that. We left the -- the
14 basement open, and they came and did it, but
15 we weren't there.

16 Q. Was it that you had issues with the tanks on
17 different occasions or --

18 A. No. They just had to be replaced. But there
19 was an alarm -- there was a problem, and my
20 wife called, and they told her how to turn off
21 the alarm, which she was alarmed, and they
22 couldn't come for two weeks. And she said
23 that was unacceptable. And somebody came and
24 did something. We didn't -- we don't know
25 what happened, but the alarm hasn't -- hasn't

1 gone off since.

2 Q. Do you understand what the nature of the alarm
3 was?

4 A. No. We -- we got no documentation. We knew
5 nothing about the POET system, except the
6 water pressure dropped drastically.

7 Q. The water pressure dropped after the POET was
8 installed?

9 A. That's correct.

10 Q. Do you recall when that alarm went off?

11 A. Probably three or four months ago.

12 Q. When you said that the -- that arsenic was in
13 the outflow, was that detected as part of the
14 sampling?

15 A. Yes. And I guess they did something.

16 Q. When you say you guess they did something,
17 what makes you believe they -- what
18 understanding do you have of the fact they did
19 something?

20 A. They came and tested it again.

21 Q. And --

22 A. And others were having similar problems and
23 they had gotten those fixed.

24 Q. Has arsenic been detected in your water since
25 that time?

1 A. No.

2 MR. SILVER: Objection. Go ahead. You
3 already answered it.

4 BY MR. WILLIAMS:

5 Q. Have you had your soil tested for PFOA?

6 A. Yes.

7 Q. When was that?

8 A. I don't know.

9 Q. Was the state -- did the state do the testing?

10 A. I think so.

11 Q. Do you know approximately when that would have
12 been?

13 A. Shortly after the -- the testing of the water.
14 There was -- there were other people who had
15 tested, Bennington College. I don't remember.

16 Q. What were the results of that test?

17 A. I don't remember.

18 Q. Did you take any action based on those
19 results?

20 A. What action could I take?

21 Q. Does that mean you didn't take any action?

22 A. I didn't take any action. I am sorry.

23 Q. I believe you testified earlier that your
24 septic tank was tested; is that correct?

25 A. Is correct.

1 Q. When was that?

2 A. About a -- about eight months after we
3 realized that we had been contaminated.

4 Q. Who conducted that testing?

5 A. I think the state did.

6 Q. Why was your septic tank tested?

7 A. I have no idea, but we brought somebody in to
8 pump the septic after that.

9 Q. What were the results of the test?

10 A. I don't know.

11 Q. Did the --

12 A. I am sorry.

13 Q. Did the state recommend any action based on
14 the testing?

15 A. No.

16 Q. Has the state followed up with you to conduct
17 further testing?

18 A. Yes.

19 Q. Of the septic tank?

20 A. Not of the septic tank, no.

21 Q. Has any other testing been carried out on your
22 land to measure PFOA?

23 A. Not that I know of.

24 Q. Besides the arsenic that you mentioned, has
25 any testing revealed the presence of substance

1 other than PFOA on your property?

2 A. Repeat the question?

3 Q. Other than the arsenic you mentioned, has any
4 testing revealed the presence of a substance
5 other than PFOA on your property?

6 A. Not that I know of.

7 (Deposition Exhibit No. 12 was marked for
8 identification.)

9 Q. You have been handed a document marked as
10 Exhibit 12. Take a moment to look at that
11 document.

12 A. (Witness complying). Okay.

13 Q. Do you recognize this document?

14 A. I do.

15 Q. What do you recognize it to be?

16 A. The town of Bennington tax bill.

17 Q. Did you receive this tax bill last month or
18 this month?

19 A. Recently, yes.

20 Q. Is the tax bill for the 2017, 2018 year?

21 A. Is correct.

22 Q. If you look just below the address, there is a
23 heading titled assessed value.

24 Do you see that?

25 A. I do.

1 Q. And below that there's a line that says real,
2 227,500.

3 Do you see that?

4 A. I do.

5 Q. Do you understand that to mean that the town
6 of Bennington has assessed your property value
7 at \$227,500?

8 A. I do.

9 Q. Do you believe that valuation is accurate?

10 A. The worth of my home? No.

11 Q. What's the basis for that belief?

12 A. I think prior to PFOA contamination that my
13 house would be worth more based on the -- the
14 the upgrades to the house and what other
15 properties are selling for in the area.

16 Q. Do you know whether this value -- valuation
17 takes into account the detection of PFOA in
18 your community?

19 A. I'm pretty sure it does not.

20 Q. What is the basis for that belief?

21 A. We called the town and asked them -- or at
22 least I think my wife spoke to somebody who is
23 part of the town, and asked them if there was
24 any reduction in our tax burden, and they said
25 no.

1 Q. Any reduction in tax burden based on the
2 detection of PFOA?

3 A. Is correct.

4 Q. And they said it has not -- they have not
5 reduced the tax based on that?

6 A. Is correct.

7 (Deposition Exhibit No. 13 was marked for
8 identification.)

9 THE WITNESS: Thank you.

10 Q. You have been handed a document that has been
11 marked as Exhibit 13. Take a moment to look
12 at that.

13 A. (Witness complying). Okay.

14 Q. Do you recognize this document?

15 A. I do.

16 Q. What do you recognize this to be?

17 A. An assessment of my property dated August 2,
18 2011.

19 Q. Do you know why this assessment was performed?

20 A. I think it was a refinance.

21 Q. Do you understand that your home was appraised
22 in connection with that --

23 A. I do.

24 Q. -- refinance?

25 A. Yeah.

1 Q. If you look at the middle of that first
2 page --

3 A. Yes.

4 Q. -- it says: In my opinion, the market value
5 of this -- of the property as August 2, 2011,
6 is \$275,000.

7 Do you see that?

8 A. I do.

9 Q. Do you believe that was an accurate valuation
10 as of August 2011?

11 A. I do.

12 Q. And that number is approximately \$50,000 more
13 than the town of Bennington's assessment,
14 correct?

15 A. Is correct.

16 Q. Do you know why the town of Bennington valued
17 your home \$50,000 less than this appraisal?

18 MR. SILVER: Objection. Go ahead.

19 A. I have no idea.

20 (Deposition Exhibit No. 14 was marked for
21 identification.)

22 THE WITNESS: We are done with this.

23 Thank you.

24 BY MR. WILLIAMS:

25 Q. We handed you a documented marked as

1 Exhibit 14. Take a moment to look at that.

2 A. Mm-hmm.

3 Q. Do you recognize this document?

4 A. Yeah.

5 Q. What do you recognize it to be?

6 A. The town of Bennington tax grievance,
7 grievance day appeal, result of grievance day
8 appeal.

9 Q. Did you file a grievance based on your tax?

10 A. We were hoping to get to have to pay less tax.

11 MR. SILVER: He asked you if you filed a
12 tax grievance.

13 A. We did. I am sorry.

14 BY MR. WILLIAMS:

15 Q. And your -- you said that you were hoping to
16 get to pay less tax, correct?

17 A. Is correct.

18 Q. Did you believe that their valuation was too
19 high?

20 A. For the time.

21 Q. And that was in 2008, correct?

22 A. Yes.

23 Q. If you look at the middle of the page it says:
24 Appeal denied, fair market value remains
25 \$227,500. Correct?

1 A. Is correct.

2 Q. It was -- it's your belief that in 2008
3 \$227,500 was too high a valuation of your
4 home?

5 A. True.

6 Q. What was the basis for that belief?

7 A. I think -- I think we were trying to take into
8 account like market crash and stuff.

9 Q. In connection with this grievance, did you
10 obtain the opinion of a real estate broker?

11 A. No.

12 Q. Was that belief based on your own valuation of
13 the market?

14 A. We were hoping to pay less tax.

15 Q. Is there a specific amount that you had in
16 mind?

17 A. No. We just thought it was high.

18 Q. Did you appeal this decision higher?

19 A. No.

20 Q. And this \$227,500, that is the same number as
21 the town of Bennington has assessed your
22 property this year, correct?

23 A. Is correct.

24 Q. Do you know if that number changed in those
25 ten years?

1 A. I don't think it has.

2 (Deposition Exhibit No. 15 was marked for
3 identification.)

4 Q. You have been handed a document that has been
5 marked as Exhibit 15. Just take a moment to
6 review that, please.

7 A. Okay.

8 Q. Do you recognize this document?

9 A. I -- I don't.

10 Q. The document in the top left corner is dated
11 September 5, 2001.

12 Do you see that?

13 A. I do.

14 Q. And below that says, results of 2001 formal
15 grievance hearing.

16 MR. SILVER: What exhibit is this,
17 please?

18 MR. WILLIAMS: 15.

19 A. Okay.

20 BY MR. WILLIAMS:

21 Q. And below that to the left it has your name
22 and address and your wife's name; is that
23 correct?

24 A. Is correct.

25 Q. Do you recall filing a grievance in 2001 based

1 on your tax?

2 A. I don't recall. I guess my wife did.

3 MR. SILVER: Don't guess, please.

4 BY MR. WILLIAMS:

5 Q. It says about a third of the way down the
6 page, prior 2001 assessment before hearing,
7 174,600. Do you see that?

8 A. I do.

9 Q. Do you understand -- do you recall whether in
10 2001 your home or your property had been
11 valued by the town as \$174,600?

12 A. I don't remember.

13 Q. Do you recall that your tax assessment was
14 lowered after 2001?

15 A. I don't recall.

16 Q. Do you believe at that time in 2001 that your
17 home would have been worth approximately
18 \$167,200?

19 A. Do I --

20 Q. Do you believe the \$167,200 is an -- was an
21 accurate valuation of your home in 2001?

22 A. Do I believe that? Sure. Yes.

23 Q. What causes you to believe that would be an
24 accurate valuation of your home at that time?

25 A. I don't know.

1 Q. Have you had your home appraised since 2016?

2 A. No.

3 (Deposition Exhibit No. 16 was marked for
4 identification.)

5 Q. You have been handed a document marked as
6 Exhibit 16. Please take a moment to review
7 that.

8 A. (Witness complying).

9 MR. SILVER: The whole document, please.
10 Read the whole document.

11 A. (Witness complying). Okay.

12 BY MR. WILLIAMS:

13 Q. Do you recognize this document?

14 A. I do.

15 Q. What do you recognize it to be?

16 A. Plaintiff's Fourth Supplemental Disclosures on
17 Merits Issues.

18 Q. Did you have a role in the preparation of this
19 document?

20 A. I did.

21 Q. What was that role?

22 A. I provided documents to the lawyers.

23 Q. If you would look at page three, in the middle
24 of the page there is a subparagraph D?

25 A. Yeah.

1 Q. Do you see that?

2 A. I do.

3 Q. And its says: Plaintiff Hausthor will testify
4 to the value of his property assuming no PFOA
5 contamination from defendant's operations is
6 \$290,000 to \$300,000.

7 Did I read that correctly?

8 A. You did.

9 Q. Is it your testimony that your home would be
10 worth 290,000 to 300,000 if there was no PFOA
11 at your property?

12 A. Yes.

13 Q. And that number is approximately \$70,000 more
14 than what the town of Bennington has valued
15 your home, correct?

16 MR. SILVER: Objection. Go ahead.

17 A. Yes.

18 BY MR. WILLIAMS:

19 Q. How did you arrive at that value?

20 A. The assessment dated 2011 says my house is
21 worth \$275,000, and that was almost 10,
22 11 years ago. And as the markets bear and I
23 know what my house is worth in the community
24 and I know the things that I put into the
25 home, bring me to the conclusion that the home

1 is worth 290 to 300,000.

2 Q. You said a component of that estimation was
3 knowing what your house is worth in the
4 community, correct?

5 A. Yes.

6 Q. How do you know what your house is worth in
7 the community?

8 A. From other -- from the sale of other homes
9 around.

10 Q. So a component of that estimation was
11 comparing your home to sales of other homes in
12 the community?

13 A. Prior to the PFOA.

14 Q. So that would have been the --

15 A. 2015.

16 Q. -- market?

17 A. Is correct.

18 Q. Did you evaluate how, if at all, the real
19 estate market has changed since 2015?

20 A. Have I taken into consideration how it's
21 changed?

22 Q. Yes.

23 A. I keep an ear to things, but I can't get a
24 good handle on things because of the PFOA
25 contamination.

1 Q. You also said that a component of that
2 estimation is knowing what you put into the
3 house, correct?

4 A. That's correct.

5 Q. What would those components of things you put
6 into the house be?

7 A. The deck, hot tub, the solar panels, wood
8 flooring, driveway.

9 Q. Did you compare your home to specific other
10 homes?

11 A. No, just knowing -- knowing the community, not
12 specific.

13 Q. Are you or your wife a licensed real estate
14 appraiser?

15 A. No.

16 Q. Are you a licensed real estate agent?

17 A. No.

18 Q. Have either of you had any education, training
19 or expertise as to real estate valuation?

20 A. No.

21 Q. Do you have experience valuing real property?

22 A. Nope.

23 Q. Have you appraised your own property in the
24 past?

25 A. No.

1 Q. Have you appraised any other property?

2 A. No.

3 Q. Have you ever estimated the list price for a
4 property?

5 A. No.

6 Q. Have you listed or sold a property in the
7 past?

8 A. No.

9 Q. Looking back at the fourth -- this fourth
10 supplemental disclosures, the rest of
11 paragraph -- sub paragraph D says: The value
12 of his property given PFOA contamination from
13 defendant's operation is \$200,000 to \$210,000.

14 Did I read that correctly?

15 A. Yes.

16 Q. Is it your testimony that your home is
17 presently worth 200 to \$210,000?

18 A. Yes.

19 Q. How did you arrive at that range of value?

20 A. I would have to reduce the price. How did
21 I -- how did I -- say again? How did I come
22 to that?

23 Q. Yes.

24 A. I would have to reduce the price of my home
25 just to have it sell.

1 Q. And you believe that reduction would be
2 approximately \$90,000?

3 A. Approximately \$90,000.

4 Q. Did you arrive at that number on your own or
5 through consultation with another person?

6 MR. SILVER: I object that it calls for
7 any kind of privileged communication.

8 BY MR. WILLIAMS:

9 Q. You can answer as long as you don't reveal
10 privileged communications.

11 A. I'll pass.

12 Q. Did you consult with your wife regarding that
13 value estimation?

14 A. Yes.

15 Q. In arriving at that value estimation, did you
16 compare your home with other homes where PFOA
17 has been detected?

18 A. Yes.

19 Q. Did you compare your home to other homes that
20 have been sold -- other homes where PFOA has
21 been detected that have been sold?

22 A. I don't know that.

23 Q. Was that diminished range of value based on
24 research or analysis of any market data?

25 A. No.

1 Q. In reaching that diminished range of value,
2 did you assess the value of other properties
3 located near your own?

4 A. We looked at some.

5 Q. Which properties were those?

6 A. I don't know specifically.

7 Q. And how did assessing -- did you assess the
8 value of those other properties?

9 A. How did I assess the values?

10 MR. SILVER: Did you assess the value is
11 what he asked.

12 A. Did I? No.

13 BY MR. WILLIAMS:

14 Q. When you looked at those other properties,
15 what was the purpose of looking at them?

16 A. Curious.

17 Q. What were you looking for?

18 A. To see how much they've had to reduce their
19 prices.

20 Q. So these were listings of other properties?

21 A. Yeah.

22 Q. Do you know if any of them were sold?

23 A. I don't.

24 Q. Have you incurred any expenses due to PFOA in
25 your groundwater that have not been

1 reimbursed?

2 A. No.

3 Q. Do you believe that you will incur any
4 expenses in the future due to PFOA in your
5 groundwater?

6 A. Yes.

7 Q. What do you believe those are?

8 A. Having to pay for water.

9 MR. SILVER: I've run out of paper. Can
10 I take a quick break so I can get another pad?

11 THE VIDEOGRAPHER: At 2:57 p.m. we're
12 going off the record.

13 (Brief recess taken.)

14 THE VIDEOGRAPHER: At 3:02 p.m. we are
15 back on the record.

16 BY MR. WILLIAMS:

17 Q. Are you ready to continue, Mr. Hausthor?

18 A. I am.

19 Q. Before we went off the record I had asked if
20 you believe that you have -- that you will
21 incur any expenses in the future due to PFOA
22 in your groundwater, and you responded you
23 will have to pay for the water; is that
24 correct?

25 A. Is correct.

1 Q. Are there any other expenses that you believe
2 you will have to pay in the future due to PFOA
3 in your water?

4 A. No.

5 Q. Do you know how much you will have to pay for
6 your water?

7 A. I don't.

8 Q. Does your belief that you will have to pay for
9 water based on the fact that you will get your
10 water from the town?

11 A. Yes.

12 Q. How do you believe the use of your property
13 has been affected by PFOA in your groundwater?

14 A. How did I believe the use of my property -- I
15 am much more concerned with spending time in
16 the soil and in the water.

17 Q. Do you spend less time in your hot tub?

18 A. Do I spend less time in the hot tub? Not
19 likely.

20 Q. Do you spend less time working in the garden?

21 A. Probably.

22 Q. Do you spend less time working on the
23 landscaping at your home?

24 A. Yeah, landscaping, working on the buildings.

25 Q. How do you believe the POET on your property

1 affects the value of your home?

2 A. I don't think it changes the value of my home.

3 Q. Do you believe that having your property
4 connected to town water will affect the value
5 of your home?

6 A. I don't think it affects it. I had clean
7 water before and I will have clean water
8 after.

9 Q. Do you believe that having your property
10 connected to town water will affect the value
11 of your home as it currently is?

12 A. I don't think so. I think I had clean water
13 before and I'll have clean water after.

14 Q. I asked that a little bit -- so you had
15 previously testified that you believe that
16 given PFOA contamination in your water your
17 home is currently worth 200 to \$210,000,
18 correct?

19 A. Yes.

20 Q. Do you believe connecting your property to
21 town water will increase that -- that value?

22 A. I think it will make me whole again.

23 Q. You believe connecting to town water will make
24 you whole again; is that right?

25 A. Yes.

1 Q. Besides -- let me withdraw that.

2 Do you entertain socially at your house?

3 A. We do.

4 Q. How often?

5 A. Two, three times a year.

6 Q. Are these indoor gatherings?

7 A. No, not always.

8 Q. Who do you have over?

9 A. Family members, friends.

10 Q. Do you use your home for any commercial
11 activity?

12 A. No.

13 Q. Do you ever work from home?

14 A. Sometimes.

15 Q. Do you have a home office?

16 A. No.

17 Q. Do you play sports on your property other than
18 ping pong?

19 A. Sometimes.

20 Q. What sports do you play?

21 A. Frisbee, badminton.

22 Q. Has the presence of PFOA in your well water
23 affected your ability to entertain socially?

24 A. Sure.

25 Q. In what way?

1 A. We don't want to risk people being on the
2 property.

3 Q. Do you entertain less frequently?

4 A. We may.

5 Q. Have you ever cancelled a social function at
6 your home out of concern for PFOA in the
7 water?

8 A. No.

9 Q. Does the presence of PFOA in your well water
10 affect your ability to work from home?

11 A. To work from home? I don't work from home.

12 Q. I am sorry. You do not work from home; is
13 that correct?

14 A. (Nod) .

15 MR. SILVER: You have to answer verbally.

16 BY MR. WILLIAMS:

17 Q. You do not work from home.

18 A. Correct.

19 Q. Has the presence of PFOA in your well water
20 affected your ability to play sports on your
21 property?

22 A. I feel less comfortable asking people to play
23 sports on my property, yes.

24 Q. Does the presence of PFOA in your well water
25 affect your ability to engage in any other

1 activities on your property?

2 A. Yes.

3 Q. What other activities?

4 A. Gardening.

5 Q. Anything else?

6 A. Landscaping.

7 Q. Anything else?

8 A. No.

9 Q. Since PFOA was first detected in your well
10 water have you taken any action to prevent it
11 from reaching your soil?

12 MR. SILVER: Objection. You can answer
13 if you can.

14 A. What -- I don't know what actions I would
15 take.

16 BY MR. WILLIAMS:

17 Q. Is that a no?

18 A. No.

19 Q. Have you taken any steps to have PFOA in your
20 groundwater or soil removed?

21 A. No. I don't know what actions I would take.

22 Q. Do you know for a fact whether PFOA has been
23 detected at your neighbor's properties on your
24 street?

25 A. Do I know for a fact?

1 Q. Yes?

2 A. I do.

3 Q. How many neighbors do you know that for a
4 fact?

5 A. At least two.

6 Q. Which two would those be?

7 A. Greg and Dr. -- I can't remember his last
8 name. Nag -- Nof -- Nofsliger.

9 Q. Where is Dr. Nofsliger's property relative to
10 yours?

11 MR. SILVER: Want me to tell you his
12 name? It's Nofziger.

13 THE WITNESS: Nofziger, yeah.

14 BY MR. WILLIAMS:

15 Q. Where is Dr. Nofziger's property relative to
16 yours?

17 A. East of my house and Greg is west of my house.

18 Q. Is Dr. Nofziger's property adjacent to yours?

19 A. Yes.

20 Q. And Greg's is also adjacent to yours?

21 A. Yes.

22 Q. Do you know whether Dr. Nofziger and Greg's
23 property have been physically impacted in the
24 same way as yours?

25 A. Yes.

1 Q. Is that based on conversations you've had with
2 them?

3 A. They are within -- well, yes.

4 Q. Any other way that you know that they have
5 been physically impacted in the same way as
6 yours?

7 A. They are within the zone.

8 Q. Is it your belief that any property within the
9 meaning of that term have been physically
10 impacted in the same way as yours?

11 A. Do I think what?

12 Q. Do you believe that any property within the
13 zone of contamination has been physically
14 impacted in the same way as your property?

15 A. I do.

16 Q. Do you believe Dr. Nofziger's and Greg's
17 properties has been physically impacted to the
18 same degree as yours?

19 A. I have no idea.

20 Q. Did you live in your home at the time the
21 former ChemFab facility in North Bennington on
22 Water Street was active?

23 A. Yes.

24 Q. Were you aware of the facility at that time?

25 A. Yes.

1 Q. What impressions, if any, did you have of that
2 facility at that time?

3 A. Smoke.

4 Q. Did you observe smoke?

5 A. Yes.

6 THE VIDEOGRAPHER: Five minutes, counsel.

7 BY MR. WILLIAMS:

8 Q. Did you contact ChemFab or Saint-Gobain
9 regarding any smoke?

10 A. No.

11 Q. Did the detection of smoke affect the use of
12 your home?

13 A. Yeah.

14 Q. In what way?

15 A. Difficult to breathe.

16 Q. Did you contact anyone within municipal or
17 state government regarding the smoke?

18 A. I don't think we did.

19 Q. What was the reason for that?

20 A. I'm not sure who we would have contacted.

21 Q. When did -- when -- did the smoke resolve
22 after a period of time?

23 A. Yeah. Once they left.

24 Q. Are you familiar with the Bennington landfill?

25 A. No.

1 MR. WILLIAMS: We can change the tape.

2 THE VIDEOGRAPHER: Okay. At 3:13 p.m. we
3 are going off the record. This marks the end
4 of media unit number three. We are now off
5 the record.

6 (Brief recess taken.)

7 THE VIDEOGRAPHER: The time now is
8 3:19 p.m. We're coming back on the record
9 beginning media unit number four to today's
10 deposition. We're on the record.

11 BY MR. WILLIAMS:

12 Q. Are you ready to continue, Mr. Hausthor?

13 A. I am.

■ ■ [REDACTED]

■ ■ [REDACTED]

■ ■ [REDACTED]

■ ■ [REDACTED]

■ ■ [REDACTED]

■ ■ [REDACTED]

■ ■ [REDACTED]

■ ■ [REDACTED]

■ ■ [REDACTED]

■ ■ [REDACTED]

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■ ■ [REDACTED]

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Row	Category	Value (approximate)
1	A	85
2	B	15
3	C	98
4	D	95
5	E	18
6	F	100
7	G	70
8	H	20
9	I	98
10	J	80
11	K	22
12	L	68
13	M	28
14	N	75
15	O	35
16	P	65
17	Q	95
18	R	30
19	S	90
20	T	90
21	U	25
22	V	72
23	W	45
24	X	92
25	Y	58

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Row	Bar Length (approx. % of total width)
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2	40
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Category	Sub-category	Value
Category 1	Sub-category 1.1	10
	Sub-category 1.2	20
	Sub-category 1.3	5
	Sub-category 1.4	85
	Sub-category 1.5	15
	Sub-category 1.6	25
	Sub-category 1.7	75
	Sub-category 1.8	30
	Sub-category 1.9	100
	Sub-category 1.10	10
Category 2	Sub-category 2.1	90
	Sub-category 2.2	55
	Sub-category 2.3	10
	Sub-category 2.4	88
	Sub-category 2.5	20
	Sub-category 2.6	75
	Sub-category 2.7	50
	Sub-category 2.8	95
	Sub-category 2.9	15
	Sub-category 2.10	25
Category 3	Sub-category 3.1	90
	Sub-category 3.2	10
	Sub-category 3.3	85
	Sub-category 3.4	20
	Sub-category 3.5	75
	Sub-category 3.6	50
	Sub-category 3.7	95
	Sub-category 3.8	15
	Sub-category 3.9	25
	Sub-category 3.10	90
Category 4	Sub-category 4.1	10
	Sub-category 4.2	85
	Sub-category 4.3	20
	Sub-category 4.4	95
	Sub-category 4.5	15
	Sub-category 4.6	25
	Sub-category 4.7	100
	Sub-category 4.8	10
	Sub-category 4.9	20
	Sub-category 4.10	90

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13	A. CCV.
----	---------

14	Q. What do you teach at CCV?
----	------------------------------

15 A. Network security.

16	Q. What does CCV stand for?
----	-----------------------------

17 A. Community College of Vermont.

18 Q. How often do you teach network security?

19 A. Well, that's what I am teaching now. How
20 often? One night a week for three hours.

21	Q. Have you taught other classes in the past?
----	---

22 A. I have.

23	Q. What have you taught?
----	--------------------------

24 A. What have I taught? Web design, C-plus-plus
25 programming, micro computer applications.

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A horizontal bar chart titled 'Percentage of respondents who believe that the government should take action to address climate change'. The chart is broken down by age group (18-29, 30-49, 50-69, 70+) and gender (Male, Female). The x-axis represents the percentage of respondents, ranging from 0% to 100%. The y-axis lists the demographic groups. The data is as follows:

Age Group	Gender	Percentage
18-29	Male	85%
	Female	75%
30-49	Male	70%
	Female	65%
50-69	Male	55%
	Female	50%
70+	Male	40%
	Female	35%

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Year	Country	Share of GDP
2000	United States	1.2
2001	United States	1.3
2002	United States	1.4
2003	United States	1.5
2004	United States	1.6
2005	United States	1.7
2006	United States	1.8
2007	United States	1.9
2008	United States	2.0
2009	United States	2.1
2010	United States	2.2
2011	United States	2.3
2012	United States	2.4
2013	United States	2.5
2014	United States	2.6
2015	United States	2.7
2016	United States	2.8
2017	United States	2.9
2018	United States	3.0
2019	United States	3.1
2020	United States	3.2
2000	Germany	0.8
2001	Germany	0.9
2002	Germany	1.0
2003	Germany	1.1
2004	Germany	1.2
2005	Germany	1.3
2006	Germany	1.4
2007	Germany	1.5
2008	Germany	1.6
2009	Germany	1.7
2010	Germany	1.8
2011	Germany	1.9
2012	Germany	2.0
2013	Germany	2.1
2014	Germany	2.2
2015	Germany	2.3
2016	Germany	2.4
2017	Germany	2.5
2018	Germany	2.6
2019	Germany	2.7
2020	Germany	2.8
2000	France	0.7
2001	France	0.8
2002	France	0.9
2003	France	1.0
2004	France	1.1
2005	France	1.2
2006	France	1.3
2007	France	1.4
2008	France	1.5
2009	France	1.6
2010	France	1.7
2011	France	1.8
2012	France	1.9
2013	France	2.0
2014	France	2.1
2015	France	2.2
2016	France	2.3
2017	France	2.4
2018	France	2.5
2019	France	2.6
2020	France	2.7
2000	Japan	0.6
2001	Japan	0.7
2002	Japan	0.8
2003	Japan	0.9
2004	Japan	1.0
2005	Japan	1.1
2006	Japan	1.2
2007	Japan	1.3
2008	Japan	1.4
2009	Japan	1.5
2010	Japan	1.6
2011	Japan	1.7
2012	Japan	1.8
2013	Japan	1.9
2014	Japan	2.0
2015	Japan	2.1
2016	Japan	2.2
2017	Japan	2.3
2018	Japan	2.4
2019	Japan	2.5
2020	Japan	2.6
2000	United Kingdom	0.5
2001	United Kingdom	0.6
2002	United Kingdom	0.7
2003	United Kingdom	0.8
2004	United Kingdom	0.9
2005	United Kingdom	1.0
2006	United Kingdom	1.1
2007	United Kingdom	1.2
2008	United Kingdom	1.3
2009	United Kingdom	1.4
2010	United Kingdom	1.5
2011	United Kingdom	1.6
2012	United Kingdom	1.7
2013	United Kingdom	1.8
2014	United Kingdom	1.9
2015	United Kingdom	2.0
2016	United Kingdom	2.1
2017	United Kingdom	2.2
2018	United Kingdom	2.3
2019	United Kingdom	2.4
2020	United Kingdom	2.5
2000	Canada	0.4
2001	Canada	0.5
2002	Canada	0.6
2003	Canada	0.7
2004	Canada	0.8
2005	Canada	0.9
2006	Canada	1.0
2007	Canada	1.1
2008	Canada	1.2
2009	Canada	1.3
2010	Canada	1.4
2011	Canada	1.5
2012	Canada	1.6
2013	Canada	1.7
2014	Canada	1.8
2015	Canada	1.9
2016		

Category	Sub-category	Value
Category 1	Sub-category 1.1	10
	Sub-category 1.2	20
	Sub-category 1.3	30
	Sub-category 1.4	40
	Sub-category 1.5	35
	Sub-category 1.6	25
	Sub-category 1.7	35
	Sub-category 1.8	45
	Sub-category 1.9	25
	Sub-category 1.10	15
Category 2	Sub-category 2.1	30
	Sub-category 2.2	40
	Sub-category 2.3	50
	Sub-category 2.4	20
	Sub-category 2.5	15
	Sub-category 2.6	35
	Sub-category 2.7	45
	Sub-category 2.8	55
	Sub-category 2.9	25
	Sub-category 2.10	15
Category 3	Sub-category 3.1	40
	Sub-category 3.2	50
	Sub-category 3.3	60
	Sub-category 3.4	30
	Sub-category 3.5	20
	Sub-category 3.6	40
	Sub-category 3.7	50
	Sub-category 3.8	60
	Sub-category 3.9	70
	Sub-category 3.10	80
Category 4	Sub-category 4.1	50
	Sub-category 4.2	60
	Sub-category 4.3	70
	Sub-category 4.4	80
	Sub-category 4.5	90
	Sub-category 4.6	100
	Sub-category 4.7	110
	Sub-category 4.8	120
	Sub-category 4.9	130
	Sub-category 4.10	140

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Category	Sub-category	Value
Category 1	Sub-category 1.1	95
	Sub-category 1.2	85
	Sub-category 1.3	10
	Sub-category 1.4	85
	Sub-category 1.5	25
	Sub-category 1.6	75
	Sub-category 1.7	10
	Sub-category 1.8	55
	Sub-category 1.9	10
	Sub-category 1.10	100
Category 2	Sub-category 2.1	30
	Sub-category 2.2	50
	Sub-category 2.3	90
	Sub-category 2.4	40
	Sub-category 2.5	40
	Sub-category 2.6	60
	Sub-category 2.7	50
	Sub-category 2.8	30
	Sub-category 2.9	45
	Sub-category 2.10	30
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	Sub-category 3.2	35
	Sub-category 3.3	30
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	Sub-category 3.10	10

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2099	United States	100

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8	20
9	10
10	85
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12	75
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14	90
15	30
16	25 35 20
17	100
18	15
19	30
20	95
21	90
22	95
23	50
24	95
25	5

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[REDACTED]

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[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

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[REDACTED]

13 Q. Are you a member of any organizations other
14 than the rotary club?

15 A. Organizations. I am a member of the I, triple
16 E.

17 Q. What's the I, triple E?

18 A. Institute for Electrical -- Electronics and
19 Electrical Engineers.

20 Q. Are there any meetings of the I, triple E that
21 you attend?

22 A. No. It's all -- I vote through e-mail.

23 Q. It this like a national organization?

24 A. It is. It's the standards.

25 Q. Is that in connection with your work?

1 A. Yeah.

2 MR. WILLIAMS: I'm ready to cede my
3 questions. Before I pass off the questions, I
4 thank you very much for being here and your
5 patience.

6 THE WITNESS: Yeah. Sorry I lost my
7 temper there.

8 MR. SILVER: Let's -- let me ask you a
9 couple questions.

10 THE WITNESS: Okay.

11 CROSS-EXAMINATION

12 BY MR. SILVER:

13 Q. Let me show you what has been marked by the
14 defense. Plaintiffs' Fourth Supplemental
15 Disclosures on Merits Issues. It's
16 Exhibit 16, and I would like you to look on
17 page three. And it's paragraph small d on
18 page three. Okay?

19 A. Yes.

20 Q. Mr. Williams asked you some questions about
21 that and I want to followup.

22 You gave as a -- in that Exhibit 16, you
23 gave as an estimated value of your home given
24 PFOA contamination of 200,000 to 210,000; is
25 that right?

1 A. Is correct.

2 Q. Does that valuation assume that your house is
3 connected to town water?

4 A. Yes.

5 Q. Okay. And earlier you had said that -- when
6 Mr. Williams asked you, does the presence of a
7 POET system in your house affect the value of
8 your house, you said it didn't affect the
9 value of your house. What did you mean by
10 that?

11 A. Well, they were going to take it away once I
12 got connected to municipal.

13 Q. All right. So I want you to assume that they
14 aren't taking it away or that you have to sell
15 your house now with the POET system not hooked
16 up --

17 A. Okay.

18 Q. -- to town water. Do you think the presence
19 of the POET system would affect your valuation
20 of the house?

21 A. Yes.

22 Q. Why?

23 A. Well, it has to be maintained. The tanks have
24 to be replaced once they get dirty. It
25 affects the pressure of the water. Alarms go

1 off. And I don't very much trust it.

2 Q. Why don't you trust it?

3 A. Well, if you don't -- if you don't know when
4 they get dirty, you don't know when to replace
5 them. I don't know when to replace them. I
6 would assume somebody would know when to
7 replace them --

8 Q. And you said --

9 A. -- depends on how dirty they get.

10 Q. I'm sorry. I didn't mean to interrupt you.

11 A. That's all right.

12 Q. When you say you don't know when they get
13 dirty, what do you mean by dirty?

14 A. Well, PFOA.

15 Q. Okay.

16 A. So at some point they would pass that.

17 Q. You have the POET system in your house, but
18 you still drink bottled water; is that right?

19 A. It is.

20 Q. Why is that?

21 A. I don't have a lot of faith.

22 Q. In the POET system, is that what you're
23 talking about?

24 A. Yeah. I mean at what point do I -- do I not
25 trust it? At what point does it let PFOA

1 pass.

2 Q. All right. Just moving on, in answer to Mr.
3 Williams' question about -- well, let me
4 withdraw that.

5 Mr. Williams asked you if the effect of
6 your -- what the effect of the value on your
7 house would be if you had town water, and you
8 said something to the effect that it would
9 make you whole to have town water.

10 Can you explain what you meant by that?

11 A. Well, I don't have a choice. My well is being
12 capped with cement. So it would just give me
13 an opportunity to have clean water.

14 Q. All right. When -- when you said that having
15 town water would make you whole, did you
16 take -- were you taking into account the
17 diminution of property value that you claim --

18 A. No.

19 Q. -- you suffered?

20 A. No. I would --

21 MR. LAFATA: Object.

22 A. -- still think it's polluted.

23 BY MR. SILVER:

24 Q. Let me finish the question.

25 Were you taking into account the property

1 diminution value that you claim that you
2 suffered because of the PFOA contamination in
3 the zone of contamination when you said it
4 would make you whole?

5 A. No. It would just get me water. It wouldn't
6 make me -- it wouldn't -- they can't make me
7 whole again. I am still polluted.

8 Q. All right. When you say your house is worth
9 210,000 to 200,000 with town water, why do you
10 think there is still a property value
11 diminution if you have town water?

12 A. I am still -- I am still polluted. I have to
13 tell somebody that I am polluted to try to
14 sell my house, and if somebody else is going
15 to be trying to buy a house within the same
16 area, I am going to have to reduce my price to
17 get them to buy my house.

18 Q. Why do you think you have to reduce your
19 price? What is it about where your house or
20 what --

21 A. It's commonsense.

22 MR. LAFATA: Object to the form.

23 THE WITNESS: Excuse me?

24 MR. LAFATA: You can answer. I object to
25 the form.

1 MR. SILVER: Let me -- let me state the
2 question again.

3 BY MR. SILVER:

4 Q. Tell me what it is about the circumstances of
5 your house, even after town water, that would
6 lead you to reduce the price of your house, or
7 not lead you to reduce the price but make you
8 think it's -- you would have to reduce the
9 price to sell it?

10 A. Because I am still having to disclose the
11 pollution that is in my soil. I don't -- I
12 would have to let somebody know and have to
13 make it so that somebody could offer a price
14 that would be -- they would be willing to
15 accept the pollution included in my house.

16 Q. Do you feel you'd have to disclose to a
17 potential buyer that you have a well that has
18 contaminated water in it?

19 A. I would have to. I would have to just to --
20 just clean conscience, but I mean they are
21 going to fill up my well with cement.

22 Q. You at -- you were asked about why you
23 attempted to grieve the -- the tax assessment
24 value of your house back in 2008, and you said
25 you were trying to take into consideration

1 market crash and stuff.

2 What did you mean by that?

3 A. Hmm. Trying to get my taxes reduced and allow
4 for what the market would bear. The -- the
5 worth of my home was reduced because the
6 market had lowered.

7 Q. What was happening with the economy back in
8 2008, if you remember?

9 A. The dot.com bust. The market -- the market
10 was failing, and I thought my house could be
11 assessed for less compared to what -- if
12 anything was being sold.

13 Q. Okay. Just one other thing. You were asked a
14 whole list of questions about stuff that you
15 had been exposed to, and one of them was
16 arsenic, and you said no.

17 A. Arsenic.

18 Q. I seem to remember you saying that they had
19 found arsenic in your water after the POET
20 system was --

21 A. Oh, that is true.

22 Q. -- after the POET system was installed.

23 So do you feel like you have been exposed
24 to arsenic?

25 A. Yes. Yes. Once they tested it for arsenic.

1 Q. All right.

2 MR. SILVER: I think that might be it.

3 Let me just see. Oh, yeah.

4 BY MR. SILVER:

5 Q. When you were talking about the ways in which
6 the PFOA contamination has affected you --

7 A. Mm-hmm.

8 Q. -- one of the things you said was it's making
9 you sick, and I am wondering what you meant by
10 that.

11 Are you talking about physically sick or
12 emotionally sick?

13 A. I worry about physically sick, but it's
14 just -- it makes me crazy. It makes me
15 emotionally sick that I have to -- that I have
16 to bear his burden.

17 Q. What is it about the PFOA contamination that
18 is making you emotionally sick or troubled?

19 A. I worry, worry about my children, worry about
20 playing in the sand. I --

21 Q. Go ahead.

22 A. I'm sick with fear. I get -- in this --
23 sorry -- in this forum I have to -- I have to
24 get my dander up, and, you know, I got too
25 emotional, I guess. And that -- that's not

1 good for me.

2 Q. Are you worried about your wife's health?

3 A. Yeah.

4 Q. Are you worried about your own?

5 A. Yes.

6 MR. SILVER: That's all I have.

7 MR. WILLIAMS: We're done.

8 THE VIDEOGRAPHER: Good. Okay. At 4:55
9 p.m. we are now coming to the end of media
10 unit number four and herein closing out
11 today's deposition with Ronald Hausthor. It
12 is 4:55 and we are off the record, and this
13 deposition is closed.

14 * * * * *

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1 ACKNOWLEDGMENT OF DEPONENT

2
3 I have read the foregoing transcript of
4 my deposition and except for any corrections or
5 changes noted on the errata sheet, I hereby
6 subscribe to the transcript as an accurate record
7 of the statements made by me.
8

9
10 _____
11 RONALD S. HAUSTHOR

12 SUBSCRIBED AND SWORN before and to me
13 this ____ day of _____, 20____.
14

15
16 _____
17 NOTARY PUBLIC
18
19

20 My Commission expires:
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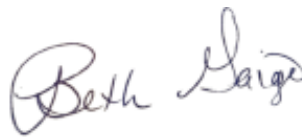
CERTIFICATE

I, Beth Gaige, a Registered Professional Reporter, hereby certify that the within-named deponent was sworn to testify the truth, the whole truth, and nothing but the truth in the aforementioned cause of action.

I further certify that this deposition was stenographically reported by me and later reduced to print through computer-aided transcription, and the foregoing is a full and true record of the testimony given by the deponent.

I further certify that I am a disinterested person in the event or outcome of the above-named cause of action.

IN WITNESS WHEREOF, I subscribe my hand and affix my seal this 25th day of April 2018.



Beth Gaige, RPR

Notary Public

My commission expires:
August 22, 2019

1	E R R A T A S H E E T		
2	IN RE:	SULLIVAN, et al. vs. SAINT-GOBAIN	
3	DATE:	4/24/2018	
4	PAGE	LINE	CORRECTION AND REASON
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25	(DATE)	RONALD S. HAUSTHOR	

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Federal Rules of Civil Procedure

Rule 30

(e) Review By the Witness; Changes.

(1) Review; Statement of Changes. On request by the deponent or a party before the deposition is completed, the deponent must be allowed 30 days after being notified by the officer that the transcript or recording is available in which:

(A) to review the transcript or recording; and

(B) if there are changes in form or substance, to sign a statement listing the changes and the reasons for making them.

(2) Changes Indicated in the Officer's Certificate. The officer must note in the certificate prescribed by Rule 30(f)(1) whether a review was requested and, if so, must attach any changes the deponent makes during the 30-day period.

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Veritext Legal Solutions represents that the foregoing transcript is a true, correct and complete transcript of the colloquies, questions and answers as submitted by the court reporter. Veritext Legal Solutions further represents that the attached exhibits, if any, are true, correct and complete documents as submitted by the court reporter and/or attorneys in relation to this deposition and that the documents were processed in accordance with our litigation support and production standards.

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